



Sen. Don Harmon

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LRB098 15373 MGM 62717 a

1 AMENDMENT TO HOUSE BILL 3817

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3817 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Election Code is amended by changing  
5 Sections 1-3.5, 1-9, 1-12, 1A-8, 1A-16, 1A-16.5, 1A-25, 3-6,  
6 4-6.3, 4-10, 4-50, 4-105, 5-9, 5-16.3, 5-50, 5-105, 6-29,  
7 6-50.3, 6-100, 6-105, 7-15, 7-34, 10-7, 10-9, 11-4.1, 11-7,  
8 12-1, 13-1, 13-1.1, 13-2, 13-10, 14-3.1, 14-3.2, 16-5.01, 17-8,  
9 17-9, 17-18.1, 17-19.2, 17-21, 17-23, 17-29, 18-5, 18-9.2,  
10 18A-5, 18A-15, 19-2, 19-3, 19-4, 19-5, 19-6, 19-7, 19-8, 19-10,  
11 19-12.1, 19-12.2, 19-13, 19-15, 19-20, 19A-10, 19A-15, 19A-25,  
12 19A-35, 19A-75, 20-1, 20-2, 20-2.1, 20-2.2, 20-2.3, 20-3, 20-4,  
13 20-5, 20-6, 20-7, 20-8, 20-10, 20-13, 20-13.1, 20-25, 24-15,  
14 24-16, 24A-6, 24A-10, 24A-15.1, 24B-6, 24B-10, 24B-15.1,  
15 24C-1, 24C-6, 24C-11, 24C-13, 24C-15, 25-7, 28-9, 29-5, 29-20,  
16 and the heading of Article 19 and by adding Sections 1-9.1,  
17 1-9.2, 1A-16.6, 1A-16.8, 1A-45, 18A-218, 18A-218.10,

1 18A-218.20, 18A-218.30, and 18A-218.40, as follows:

2 (10 ILCS 5/1-3.5 new)

3 Sec. 1-3.5. Absentee voting. Any references to absentee  
4 ballots, absentee voters, absentee registration, or absentee  
5 voting procedures in this Code shall be construed to refer to  
6 vote by mail ballots, persons who vote by mail, registration by  
7 mail, or voting by mail.

8 (10 ILCS 5/1-9)

9 Sec. 1-9. Central counting of grace period, early, vote by  
10 mail ~~absentee~~, and provisional ballots. Notwithstanding any  
11 statutory provision to the contrary enacted before the  
12 effective date of this amendatory Act of the 94th General  
13 Assembly, all grace period ballots, early voting ballots, vote  
14 by mail ~~absentee~~ ballots, and provisional ballots to be counted  
15 shall be delivered to and counted at an election authority's  
16 central ballot counting location and not in precincts.  
17 References in this Code enacted before the effective date of  
18 this amendatory Act of the 94th General Assembly to delivery  
19 and counting of grace period ballots, early voting ballots,  
20 vote by mail ~~absentee~~ ballots, or provisional ballots to or at  
21 a precinct polling place or to the proper polling place shall  
22 be construed as references to delivery and counting of those  
23 ballots to and at the election authority's central ballot  
24 counting location.

1 (Source: P.A. 94-1000, eff. 7-3-06.)

2 (10 ILCS 5/1-9.1 new)

3 Sec. 1-9.1. Ballot counting information dissemination.

4 Each election authority maintaining a website must provide

5 24-hour notice on its website of the date, time, and location

6 of the analysis, processing, and counting of all ballot forms.

7 Each election authority must notify any political party or

8 pollwatcher of the same information 24 hours before the count

9 begins if such political party or pollwatcher has requested to

10 be notified. Notification may be by electronic mail at the

11 address provided by the requester.

12 (10 ILCS 5/1-9.2 new)

13 Sec. 1-9.2. Uncounted ballot information on website. No

14 later than 48 hours after the closing of polling locations on

15 election day, each election authority maintaining a website

16 shall post the number of ballots that remain uncounted. The

17 posting shall separate the number of ballots yet to be counted

18 into the following categories: ballots cast on election day,

19 early voting ballots, provisional ballots, vote by mail ballots

20 received by the election authority but not counted, and vote by

21 mail ballots sent by the election authority but have not been

22 returned to the election authority. This information shall be

23 updated on the website of the election authority each day until

24 the period for counting provisional and vote by mail ballots

1 has ended. All election authorities, regardless of whether they  
2 maintain a website, shall share the same information, separated  
3 in the same manner, with the State Board of Elections no later  
4 than 48 hours after the closing of polling locations on  
5 election day and each business day thereafter until the period  
6 for counting provisional and vote by mail ballots has ended.

7 (10 ILCS 5/1-12)

8 Sec. 1-12. Public university voting.

9 (a) Each appropriate election authority shall, in addition  
10 to the early voting conducted at locations otherwise required  
11 by law, conduct early voting, grace period registration, and  
12 grace period voting at the student union in a high traffic  
13 location on the campus of a public university within the  
14 election authority's jurisdiction. The voting required by this  
15 subsection (a) to be conducted on campus must be conducted from  
16 the 6th day before a general primary or general election until  
17 and including the 4th day before a general primary or general  
18 election from 10:00 a.m. to 5 p.m. and as otherwise required by  
19 Article 19A of this Code, except that the voting required by  
20 this subsection (a) need not be conducted during a consolidated  
21 primary or consolidated election. If an election authority has  
22 voting equipment that can accommodate a ballot in every form  
23 required in the election authority's jurisdiction, then the  
24 election authority shall extend early voting and grace period  
25 registration and voting under this Section to any registered

1 voter in the election authority's jurisdiction. However, if the  
2 election authority does not have voting equipment that can  
3 accommodate a ballot in every form required in the election  
4 authority's jurisdiction, then the election authority may  
5 limit early voting and grace period registration and voting  
6 under this Section to ~~registered~~ voters in precincts where the  
7 public university is located and precincts bordering the  
8 university. Each public university shall make the space  
9 available at the student union ~~in a high traffic area~~ for, and  
10 cooperate and coordinate with the appropriate election  
11 authority in, the implementation of this subsection (a).

12 (b) (Blank). ~~Each appropriate election authority shall, in~~  
13 ~~addition to the voting conducted at locations otherwise~~  
14 ~~required by law, conduct in person absentee voting on election~~  
15 ~~day in a high traffic location on the campus of a public~~  
16 ~~university within the election authority's jurisdiction. The~~  
17 ~~procedures for conducting in person absentee voting at a site~~  
18 ~~established pursuant to this subsection (b) shall, to the~~  
19 ~~extent practicable, be the same procedures required by Article~~  
20 ~~19 of this Code for in person absentee ballots. The election~~  
21 ~~authority may limit in person absentee voting under this~~  
22 ~~subsection (b) to registered voters in precincts where the~~  
23 ~~public university is located and precincts bordering the~~  
24 ~~university. The election authority shall have voting equipment~~  
25 ~~and ballots necessary to accommodate registered voters who may~~  
26 ~~cast an in person absentee ballot at a site established~~

1 ~~pursuant to this subsection (b). Each public university shall~~  
2 ~~make the space available in a high traffic area for, and~~  
3 ~~cooperate and coordinate with the appropriate election~~  
4 ~~authority in, the implementation of this subsection (b).~~

5 (c) For the purposes of this Section, "public university"  
6 means the University of Illinois, Illinois State University,  
7 Chicago State University, Governors State University, Southern  
8 Illinois University, Northern Illinois University, Eastern  
9 Illinois University, Western Illinois University, and  
10 Northeastern Illinois University ~~the University of Illinois at~~  
11 ~~its campuses in Urbana-Champaign and Springfield, Southern~~  
12 ~~Illinois University at its campuses in Carbondale and~~  
13 ~~Edwardsville, Eastern Illinois University, Illinois State~~  
14 ~~University, Northern Illinois University, and Western Illinois~~  
15 ~~University at its campuses in Macomb and Moline.~~

16 (d) For the purposes of this Section, "student union" means  
17 the Student Center at 750 S. Halsted on the University of  
18 Illinois-Chicago campus; the Public Affair Center at the  
19 University of Illinois at Springfield or a new building  
20 completed after the effective date of this Act housing student  
21 government at the University of Illinois at Springfield; the  
22 Illini Union at the University of Illinois at Urbana-Champaign;  
23 the SIUC Center at the Southern Illinois University at  
24 Carbondale campus; the Morris University Center at the Southern  
25 Illinois University at Edwardsville campus; the University  
26 Union at the Western Illinois University at the Macomb campus;

1 the Holmes Student Center at the Northern Illinois University  
2 campus; the University Union at the Eastern Illinois University  
3 campus; NEIU Student Union at the Northeastern Illinois  
4 University campus; the Bone Student Center at the Illinois  
5 State University campus; the Cordell Reed Student Union at the  
6 Chicago State University campus; and the Hall of Governors in  
7 Building D at the Governors State University campus.

8 (Source: P.A. 98-115, eff. 7-29-13; 98-691, eff. 7-1-14.)

9 (10 ILCS 5/1A-8) (from Ch. 46, par. 1A-8)

10 Sec. 1A-8. The State Board of Elections shall exercise the  
11 following powers and perform the following duties in addition  
12 to any powers or duties otherwise provided for by law:

13 (1) Assume all duties and responsibilities of the State  
14 Electoral Board and the Secretary of State as heretofore  
15 provided in this Act;

16 (2) Disseminate information to and consult with  
17 election authorities concerning the conduct of elections  
18 and registration in accordance with the laws of this State  
19 and the laws of the United States;

20 (3) Furnish to each election authority prior to each  
21 primary and general election and any other election it  
22 deems necessary, a manual of uniform instructions  
23 consistent with the provisions of this Act which shall be  
24 used by election authorities in the preparation of the  
25 official manual of instruction to be used by the judges of

1 election in any such election. In preparing such manual,  
2 the State Board shall consult with representatives of the  
3 election authorities throughout the State. The State Board  
4 may provide separate portions of the uniform instructions  
5 applicable to different election jurisdictions which  
6 administer elections under different options provided by  
7 law. The State Board may by regulation require particular  
8 portions of the uniform instructions to be included in any  
9 official manual of instructions published by election  
10 authorities. Any manual of instructions published by any  
11 election authority shall be identical with the manual of  
12 uniform instructions issued by the Board, but may be  
13 adapted by the election authority to accommodate special or  
14 unusual local election problems, provided that all manuals  
15 published by election authorities must be consistent with  
16 the provisions of this Act in all respects and must receive  
17 the approval of the State Board of Elections prior to  
18 publication; provided further that if the State Board does  
19 not approve or disapprove of a proposed manual within 60  
20 days of its submission, the manual shall be deemed  
21 approved.

22 (4) Prescribe and require the use of such uniform  
23 forms, notices, and other supplies not inconsistent with  
24 the provisions of this Act as it shall deem advisable which  
25 shall be used by election authorities in the conduct of  
26 elections and registrations;

1           (5) Prepare and certify the form of ballot for any  
2 proposed amendment to the Constitution of the State of  
3 Illinois, or any referendum to be submitted to the electors  
4 throughout the State or, when required to do so by law, to  
5 the voters of any area or unit of local government of the  
6 State;

7           (6) Require such statistical reports regarding the  
8 conduct of elections and registration from election  
9 authorities as may be deemed necessary;

10          (7) Review and inspect procedures and records relating  
11 to conduct of elections and registration as may be deemed  
12 necessary, and to report violations of election laws to the  
13 appropriate State's Attorney or the Attorney General;

14          (8) Recommend to the General Assembly legislation to  
15 improve the administration of elections and registration;

16          (9) Adopt, amend or rescind rules and regulations in  
17 the performance of its duties provided that all such rules  
18 and regulations must be consistent with the provisions of  
19 this Article 1A or issued pursuant to authority otherwise  
20 provided by law;

21          (10) Determine the validity and sufficiency of  
22 petitions filed under Article XIV, Section 3, of the  
23 Constitution of the State of Illinois of 1970;

24          (11) Maintain in its principal office a research  
25 library that includes, but is not limited to, abstracts of  
26 votes by precinct for general primary elections and general

1 elections, current precinct maps and current precinct poll  
2 lists from all election jurisdictions within the State. The  
3 research library shall be open to the public during regular  
4 business hours. Such abstracts, maps and lists shall be  
5 preserved as permanent records and shall be available for  
6 examination and copying at a reasonable cost;

7 (12) Supervise the administration of the registration  
8 and election laws throughout the State;

9 (13) Obtain from the Department of Central Management  
10 Services, under Section 405-250 of the Department of  
11 Central Management Services Law (20 ILCS 405/405-250),  
12 such use of electronic data processing equipment as may be  
13 required to perform the duties of the State Board of  
14 Elections and to provide election-related information to  
15 candidates, public and party officials, interested civic  
16 organizations and the general public in a timely and  
17 efficient manner; ~~and~~

18 (14) To take such action as may be necessary or  
19 required to give effect to directions of the national  
20 committee or State central committee of an established  
21 political party under Sections 7-8, 7-11 and 7-14.1 or such  
22 other provisions as may be applicable pertaining to the  
23 selection of delegates and alternate delegates to an  
24 established political party's national nominating  
25 conventions or, notwithstanding any candidate  
26 certification schedule contained within the Election Code,

1 the certification of the Presidential and Vice  
2 Presidential candidate selected by the established  
3 political party's national nominating convention; —

4 (15) To post all early voting sites separated by  
5 election authority and hours of operation on its website at  
6 least 5 business days before the period for early voting  
7 begins; and

8 (16) To post on its website the statewide totals, and  
9 totals separated by each election authority, for each of  
10 the counts received pursuant to Section 1-9.2.

11 The Board may by regulation delegate any of its duties or  
12 functions under this Article, except that final determinations  
13 and orders under this Article shall be issued only by the  
14 Board.

15 The requirement for reporting to the General Assembly shall  
16 be satisfied by filing copies of the report with the Speaker,  
17 the Minority Leader and the Clerk of the House of  
18 Representatives and the President, the Minority Leader and the  
19 Secretary of the Senate and the Legislative Research Unit, as  
20 required by Section 3.1 of "An Act to revise the law in  
21 relation to the General Assembly", approved February 25, 1874,  
22 as amended, and filing such additional copies with the State  
23 Government Report Distribution Center for the General Assembly  
24 as is required under paragraph (t) of Section 7 of the State  
25 Library Act.

26 (Source: P.A. 95-6, eff. 6-20-07; 95-699, eff. 11-9-07.)

1 (10 ILCS 5/1A-16)

2 Sec. 1A-16. Voter registration information; Internet  
3 posting; processing of voter registration forms; content of  
4 such forms. Notwithstanding any law to the contrary, the  
5 following provisions shall apply to voter registration under  
6 this Code.

7 (a) Voter registration information; Internet posting of  
8 voter registration form. Within 90 days after the effective  
9 date of this amendatory Act of the 93rd General Assembly, the  
10 State Board of Elections shall post on its World Wide Web site  
11 the following information:

12 (1) A comprehensive list of the names, addresses, phone  
13 numbers, and websites, if applicable, of all county clerks  
14 and boards of election commissioners in Illinois.

15 (2) A schedule of upcoming elections and the deadline  
16 for voter registration.

17 (3) A downloadable, printable voter registration form,  
18 in at least English and in Spanish versions, that a person  
19 may complete and mail or submit to the State Board of  
20 Elections or the appropriate county clerk or board of  
21 election commissioners.

22 Any forms described under paragraph (3) must state the  
23 following:

24 If you do not have a driver's license or social  
25 security number, and this form is submitted by mail, and

1           you have never registered to vote in the jurisdiction you  
2           are now registering in, then you must send, with this  
3           application, either (i) a copy of a current and valid photo  
4           identification, or (ii) a copy of a current utility bill,  
5           bank statement, government check, paycheck, or other  
6           government document that shows the name and address of the  
7           voter. If you do not provide the information required  
8           above, then you will be required to provide election  
9           officials with either (i) or (ii) described above the first  
10          time you vote at a voting place ~~or by absentee ballot~~.

11          (b) Acceptance of registration forms by the State Board of  
12          Elections and county clerks and board of election  
13          commissioners. The State Board of Elections, county clerks, and  
14          board of election commissioners shall accept all completed  
15          voter registration forms described in subsection (a) (3) of this  
16          Section and Sections 1A-17 and 1A-30 that are:

17               (1) postmarked on or before the day that voter  
18               registration is closed under the Election Code;

19               (2) not postmarked, but arrives no later than 5 days  
20               after the close of registration;

21               (3) submitted in person by a person using the form on  
22               or before the day that voter registration is closed under  
23               the Election Code; or

24               (4) submitted in person by a person who submits one or  
25               more forms on behalf of one or more persons who used the  
26               form on or before the day that voter registration is closed

1 under the Election Code.

2 Upon the receipt of a registration form, the State Board of  
3 Elections shall mark the date on which the form was received  
4 and send the form via first class mail to the appropriate  
5 county clerk or board of election commissioners, as the case  
6 may be, within 2 business days based upon the home address of  
7 the person submitting the registration form. The county clerk  
8 and board of election commissioners shall accept and process  
9 any form received from the State Board of Elections.

10 (c) Processing of registration forms by county clerks and  
11 boards of election commissioners. The county clerk or board of  
12 election commissioners shall promulgate procedures for  
13 processing the voter registration form.

14 (d) Contents of the voter registration form. The State  
15 Board shall create a voter registration form, which must  
16 contain the following content:

17 (1) Instructions for completing the form.

18 (2) A summary of the qualifications to register to vote  
19 in Illinois.

20 (3) Instructions for mailing in or submitting the form  
21 in person.

22 (4) The phone number for the State Board of Elections  
23 should a person submitting the form have questions.

24 (5) A box for the person to check that explains one of  
25 3 reasons for submitting the form:

26 (a) new registration;

1 (b) change of address; or

2 (c) change of name.

3 (6) a box for the person to check yes or no that asks,  
4 "Are you a citizen of the United States?", a box for the  
5 person to check yes or no that asks, "Will you be 18 years  
6 of age on or before election day?", and a statement of "If  
7 you checked 'no' in response to either of these questions,  
8 then do not complete this form."

9 (7) A space for the person to fill in his or her home  
10 telephone number.

11 (8) Spaces for the person to fill in his or her first,  
12 middle, and last names, street address (principal place of  
13 residence), county, city, state, and zip code.

14 (9) Spaces for the person to fill in his or her mailing  
15 address, city, state, and zip code if different from his or  
16 her principal place of residence.

17 (10) A space for the person to fill in his or her  
18 Illinois driver's license number if the person has a  
19 driver's license.

20 (11) A space for a person without a driver's license to  
21 fill in the last four digits of his or her social security  
22 number if the person has a social security number.

23 (12) A space for a person without an Illinois driver's  
24 license to fill in his or her identification number from  
25 his or her State Identification card issued by the  
26 Secretary of State.

1           (13) A space for the person to fill the name appearing  
2           on his or her last voter registration, the street address  
3           of his or her last registration, including the city,  
4           county, state, and zip code.

5           (14) A space where the person swears or affirms the  
6           following under penalty of perjury with his or her  
7           signature:

8                   (a) "I am a citizen of the United States.";

9                   (b) "I will be at least 18 years old on or before  
10           the next election.";

11                   (c) "I will have lived in the State of Illinois and  
12           in my election precinct at least 30 days as of the date  
13           of the next election."; and

14                   "The information I have provided is true to the  
15           best of my knowledge under penalty of perjury. If I  
16           have provided false information, then I may be fined,  
17           imprisoned, or if I am not a U.S. citizen, deported  
18           from or refused entry into the United States."

19           (15) A space for the person to fill in his or her  
20           e-mail address if he or she chooses to provide that  
21           information.

22           (d-5) Compliance with federal law; rulemaking authority.  
23           The voter registration form described in this Section shall be  
24           consistent with the form prescribed by the Federal Election  
25           Commission under the National Voter Registration Act of 1993,  
26           P.L. 103-31, as amended from time to time, and the Help America

1 Vote Act of 2002, P.L. 107-252, in all relevant respects. The  
2 State Board of Elections shall periodically update the form  
3 based on changes to federal or State law. The State Board of  
4 Elections shall promulgate any rules necessary for the  
5 implementation of this Section; provided that the rules comport  
6 with the letter and spirit of the National Voter Registration  
7 Act of 1993 and Help America Vote Act of 2002 and maximize the  
8 opportunity for a person to register to vote.

9 (e) Forms available in paper form. The State Board of  
10 Elections shall make the voter registration form available in  
11 regular paper stock and form in sufficient quantities for the  
12 general public. The State Board of Elections may provide the  
13 voter registration form to the Secretary of State, county  
14 clerks, boards of election commissioners, designated agencies  
15 of the State of Illinois, and any other person or entity  
16 designated to have these forms by the Election Code in regular  
17 paper stock and form or some other format deemed suitable by  
18 the Board. Each county clerk or board of election commissioners  
19 has the authority to design and print its own voter  
20 registration form so long as the form complies with the  
21 requirements of this Section. The State Board of Elections,  
22 county clerks, boards of election commissioners, or other  
23 designated agencies of the State of Illinois required to have  
24 these forms under the Election Code shall provide a member of  
25 the public with any reasonable number of forms that he or she  
26 may request. Nothing in this Section shall permit the State

1 Board of Elections, county clerk, board of election  
2 commissioners, or other appropriate election official who may  
3 accept a voter registration form to refuse to accept a voter  
4 registration form because the form is printed on photocopier or  
5 regular paper stock and form.

6 (f) (Blank).

7 (Source: P.A. 98-115, eff. 10-1-13.)

8 (10 ILCS 5/1A-16.5)

9 Sec. 1A-16.5. Online voter registration.

10 (a) The State Board of Elections shall establish and  
11 maintain a system for online voter registration that permits a  
12 person to apply to register to vote or to update his or her  
13 existing voter registration. In accordance with technical  
14 specifications provided by the State Board of Elections, each  
15 election authority shall maintain a voter registration system  
16 capable of receiving and processing voter registration  
17 application information, including electronic signatures, from  
18 the online voter registration system established by the State  
19 Board of Elections.

20 (b) The online voter registration system shall employ  
21 security measures to ensure the accuracy and integrity of voter  
22 registration applications submitted electronically pursuant to  
23 this Section.

24 (c) The Board may receive voter registration information  
25 provided by applicants using the State Board of Elections'

1 website, may cross reference that information with data or  
2 information contained in the Secretary of State's database in  
3 order to match the information submitted by applicants, and may  
4 receive from the Secretary of State the applicant's digitized  
5 signature upon a successful match of that applicant's  
6 information with that contained in the Secretary of State's  
7 database.

8 (d) Notwithstanding any other provision of law, a person  
9 who is qualified to register to vote and who has an authentic  
10 Illinois driver's license or State identification card issued  
11 by the Secretary of State may submit an application to register  
12 to vote electronically on a website maintained by the State  
13 Board of Elections.

14 (e) An online voter registration application shall contain  
15 all of the information that is required for a paper application  
16 as provided in Section 1A-16 of this Code, except that the  
17 applicant shall be required to provide:

18 (1) the applicant's full Illinois driver's license or  
19 State identification card number;

20 (2) the last 4 digits of the applicant's social  
21 security number; and

22 (3) the date the Illinois driver's license or State  
23 identification card was issued.

24 (f) For an applicant's registration or change in  
25 registration to be accepted, the applicant shall mark the box  
26 associated with the following statement included as part of the

1 online voter registration application:

2 "By clicking on the box below, I swear or affirm all of the  
3 following:

4 (1) I am the person whose name and identifying information  
5 is provided on this form, and I desire to register to vote in  
6 the State of Illinois.

7 (2) All the information I have provided on this form is  
8 true and correct as of the date I am submitting this form.

9 (3) I authorize the Secretary of State to transmit to the  
10 State Board of Elections my signature that is on file with the  
11 Secretary of State and understand that such signature will be  
12 used by my local election authority on this online voter  
13 registration application for admission as an elector as if I  
14 had signed this form personally."

15 (g) Immediately upon receiving a completed online voter  
16 registration application, the online voter registration system  
17 shall send, by electronic mail, a confirmation notice that the  
18 application has been received. Within 48 hours of receiving  
19 such an application, the online voter registration system shall  
20 send by electronic mail, a notice informing the applicant of  
21 whether the following information has been matched with the  
22 Secretary of State database:

23 (1) that the applicant has an authentic Illinois  
24 driver's license or State identification card issued by the  
25 Secretary of State and that the driver's license or State  
26 identification number provided by the applicant matches

1 the driver's license or State identification card number  
2 for that person on file with the Secretary of State;

3 (2) that the date of issuance of the Illinois driver's  
4 license or State identification card listed on the  
5 application matches the date of issuance of that card for  
6 that person on file with the Secretary of State;

7 (3) that the date of birth provided by the applicant  
8 matches the date of birth for that person on file with the  
9 Secretary of State; and

10 (4) that the last 4 digits of the applicant's social  
11 security number matches the last 4 digits for that person  
12 on file with the Secretary of State.

13 (h) If the information provided by the applicant matches  
14 the information on the Secretary of State's databases for any  
15 driver's license and State identification card holder and is  
16 matched as provided in subsection (g) above, the online voter  
17 registration system shall:

18 (1) retrieve from the Secretary of State's database  
19 files an electronic copy of the applicant's signature from  
20 his or her Illinois driver's license or State  
21 identification card and such signature shall be deemed to  
22 be the applicant's signature on his or her online voter  
23 registration application;

24 (2) within 2 days of receiving the application, forward  
25 to the county clerk or board of election commissioners  
26 having jurisdiction over the applicant's voter

1 registration: (i) the application, along with the  
2 applicant's relevant data that can be directly loaded into  
3 the jurisdiction's voter registration system and (ii) a  
4 copy of the applicant's electronic signature and a  
5 certification from the State Board of Elections that the  
6 applicant's driver's license or State identification card  
7 number, driver's license or State identification card date  
8 of issuance, and date of birth and social security  
9 information have been successfully matched.

10 (i) Upon receipt of the online voter registration  
11 application, the county clerk or board of election  
12 commissioners having jurisdiction over the applicant's voter  
13 registration shall promptly search its voter registration  
14 database to determine whether the applicant is already  
15 registered to vote at the address on the application and  
16 whether the new registration would create a duplicate  
17 registration. If the applicant is already registered to vote at  
18 the address on the application, the clerk or board, as the case  
19 may be, shall send the applicant by first class mail, and  
20 electronic mail if the applicant has provided an electronic  
21 mail address on the original voter registration form for that  
22 address, a disposition notice as otherwise required by law  
23 informing the applicant that he or she is already registered to  
24 vote at such address. If the applicant is not already  
25 registered to vote at the address on the application and the  
26 applicant is otherwise eligible to register to vote, the clerk

1 or board, as the case may be, shall:

2 (1) enter the name and address of the applicant on the  
3 list of registered voters in the jurisdiction; and

4 (2) send by mail, and electronic mail if the applicant  
5 has provided an electronic mail address on the voter  
6 registration form, a disposition notice to the applicant as  
7 otherwise provided by law setting forth the applicant's  
8 name and address as it appears on the application and  
9 stating that the person is registered to vote.

10 (j) An electronic signature of the person submitting a  
11 duplicate registration application or a change of address form  
12 that is retrieved and imported from the Secretary of State's  
13 driver's license or State identification card database as  
14 provided herein may, in the discretion of the clerk or board,  
15 be substituted for and replace any existing signature for that  
16 individual in the voter registration database of the county  
17 clerk or board of election commissioners.

18 (k) Any new registration or change of address submitted  
19 electronically as provided in this Section shall become  
20 effective as of the date it is received by the county clerk or  
21 board of election commissioners having jurisdiction over said  
22 registration. Disposition notices prescribed in this Section  
23 shall be sent within 5 business days of receipt of the online  
24 application or change of address by the county clerk or board  
25 of election commissioners.

26 (l) All provisions of this Code governing voter

1 registration and applicable thereto and not inconsistent with  
2 this Section shall apply to online voter registration under  
3 this Section. All applications submitted on a website  
4 maintained by the State Board of Elections shall be deemed  
5 timely filed if they are submitted no later than 11:59 p.m. on  
6 the final day for voter registration prior to an election.  
7 After the registration period for an upcoming election has  
8 ended and until the 2nd day following such election, the web  
9 page containing the online voter registration form on the State  
10 Board of Elections website shall inform users of the procedure  
11 for grace period voting.

12 (m) The State Board of Elections shall maintain a list of  
13 the name, street address, e-mail address, and likely precinct,  
14 ward, township, and district numbers, as the case may be, of  
15 people who apply to vote online through the voter registration  
16 system and those names and that information shall be stored in  
17 an electronic format on its website, arranged by county and  
18 accessible to State and local political committees.

19 (n) The Illinois State Board of Elections shall develop or  
20 cause to be developed an online voter registration system able  
21 to be accessed by at least the top two most used mobile  
22 electronic operating systems by January 1, 2016. ~~The Illinois~~  
23 ~~State Board of Elections shall submit a report to the General~~  
24 ~~Assembly and the Governor by January 31, 2014 detailing the~~  
25 ~~progress made to implement the online voter registration system~~  
26 ~~described in this Section.~~

1           (o) (Blank). ~~The online voter registration system provided~~  
2 ~~for in this Section shall be fully operational by July 1, 2014.~~

3           

(p) Each State department that maintains an Internet  
4 website must include a hypertext link to the homepage website  
5 maintained and operated pursuant to this Section 1A-16.5. For  
6 the purposes of this Section, "State department" means the  
7 departments of State Government listed in Section 5-15 of the  
8 Civil Administrative Code of Illinois (General Provisions and  
9 Departments of State Government).

10           (Source: P.A. 98-115, eff. 7-29-13; 98-756, eff. 7-16-14.)

11           (10 ILCS 5/1A-16.6 new)

12           Sec. 1A-16.6. Government agency voter registration.

13           

(a) By April 1, 2016, the State Board of Elections shall  
14 establish and maintain a portal for government agency  
15 registration that permits an eligible person to electronically  
16 apply to register to vote or to update his or her existing  
17 voter registration whenever he or she conducts business, either  
18 online or in person, with a designated government agency. The  
19 portal shall interface with the online voter registration  
20 system established in Section 1A-16.5 of this Code and shall be  
21 capable of receiving and processing voter registration  
22 application information, including electronic signatures, from  
23 a designated government agency. The State Board of Elections  
24 shall modify the online voter registration system as necessary  
25 to implement this Section.

1       Voter registration data received from a designated  
2 government agency through the online registration system shall  
3 be processed as provided for in Section 1A-16.5 of this Code.

4       Whenever the registration interface is accessible to the  
5 general public, including, but not limited to, online  
6 transactions, the interface shall allow the applicant to  
7 complete the process as provided for in Section 1A-16.5 of this  
8 Code. The online interface shall be capable of providing the  
9 applicant with the applicant's voter registration status with  
10 the State Board of Elections and, if registered, the  
11 applicant's current registration address. The applicant shall  
12 not be required to re-enter any registration data, such as  
13 name, address, and birth date, if the designated government  
14 agency already has that information on file. The applicant  
15 shall be informed that by choosing to register to vote or to  
16 update his or her existing voter registration, the applicant  
17 consents to the transfer of the applicant's personal  
18 information to the State Board of Elections.

19       Whenever a government employee is accessing the  
20 registration system while servicing the applicant, the  
21 government employee shall notify the applicant of the  
22 applicant's registration status with the State Board of  
23 Elections and, if registered, the applicant's current  
24 registration address. If the applicant elects to register to  
25 vote or to update his or her existing voter registration, the  
26 government employee shall collect the needed information and

1 assist the applicant with his or her registration. The  
2 applicant shall be informed that by choosing to register to  
3 vote or to update his or her existing voter registration, the  
4 applicant consents to the transfer of the applicant's personal  
5 information to the State Board of Elections.

6 In accordance with technical specifications provided by  
7 the State Board of Elections, each designated government agency  
8 shall maintain a data transfer mechanism capable of  
9 transmitting voter registration application information,  
10 including electronic signatures where available, to the online  
11 voter registration system established in Section 1A-16.5 of  
12 this Code. Each designated government agency shall establish  
13 and operate a voter registration system capable of transmitting  
14 voter registration application information to the portal as  
15 described in this Section by July 1, 2016.

16 (b) Whenever an applicant's data is transferred from a  
17 designated government agency, the agency must transmit a  
18 signature image if available. If no signature image was  
19 provided by the agency or if no signature image is available in  
20 the Secretary of State's database or the statewide voter  
21 registration database, the applicant must be notified that  
22 their registration will remain in a pending status and the  
23 applicant will be required to provide identification and a  
24 signature to the election authority on Election Day in the  
25 polling place or during early voting.

26 (c) The State Board of Elections shall track registration

1 data received through the online registration system that  
2 originated from a designated government agency for the purposes  
3 of maintaining statistics required by the federal National  
4 Voter Registration Act of 1993, as amended.

5 (d) The State Board of Elections shall submit a report to  
6 the General Assembly and the Governor by December 1, 2015  
7 detailing the progress made to implement the government agency  
8 voter registration portal described in this Section.

9 (e) The Board shall adopt rules, in consultation with the  
10 impacted agencies.

11 (f) As used in this Section a "designated government  
12 agency" means the Secretary of State's Driver Services and  
13 Vehicle Services Departments, the Department of Human  
14 Services, the Department of Healthcare and Family Services, the  
15 Department of Employment Security, and the Department on Aging.

16 (10 ILCS 5/1A-16.8 new)

17 Sec. 1A-16.8. Automatic transfer of registration based  
18 upon information from the National Change of Address database.  
19 The State Board of Elections shall cross-reference the  
20 statewide voter registration database against the United  
21 States Postal Service's National Change of Address database  
22 twice each calendar year, April 15 and October 1 in  
23 odd-numbered years and April 15 and December 1 in even-numbered  
24 years, and shall share the findings with the election  
25 authorities. An election authority shall automatically

1 register any voter who has moved into its jurisdiction from  
2 another jurisdiction in Illinois or has moved within its  
3 jurisdiction provided that:

4 (1) the election authority whose jurisdiction includes  
5 the new registration address provides the voter an  
6 opportunity to reject the change in registration address  
7 through a mailing, sent by non-forwardable mail, to the new  
8 registration address, and

9 (2) when the election authority whose jurisdiction  
10 includes the previous registration address is a different  
11 election authority, then that election authority provides  
12 the same opportunity through a mailing, sent by forwardable  
13 mail, to the previous registration address.

14 This change in registration shall trigger the same  
15 inter-jurisdictional or intra-jurisdictional workflows as if  
16 the voter completed a new registration card, including the  
17 cancellation of the voter's previous registration. Should the  
18 registration of a voter be changed from one address to another  
19 within the State and should the voter appear at the polls and  
20 offer to vote from the prior registration address, attesting  
21 that the prior registration address is the true current  
22 address, the voter, if confirmed by the election authority as  
23 having been registered at the prior registration address and  
24 canceled only by the process authorized by this Section, shall  
25 be issued a regular ballot, and the change of registration  
26 address shall be canceled. If the election authority is unable

1 to immediately confirm the registration, the voter shall be  
2 issued a provisional ballot and the provisional ballot shall be  
3 counted.

4 (10 ILCS 5/1A-25)

5 Sec. 1A-25. Centralized statewide voter registration list.  
6 The centralized statewide voter registration list required by  
7 Title III, Subtitle A, Section 303 of the Help America Vote Act  
8 of 2002 shall be created and maintained by the State Board of  
9 Elections as provided in this Section.

10 (1) The centralized statewide voter registration list  
11 shall be compiled from the voter registration data bases of  
12 each election authority in this State.

13 (2) With the exception of voter registration forms  
14 submitted electronically through an online voter  
15 registration system, all new voter registration forms and  
16 applications to register to vote, including those reviewed  
17 by the Secretary of State at a driver services facility,  
18 shall be transmitted only to the appropriate election  
19 authority as required by Articles 4, 5, and 6 of this Code  
20 and not to the State Board of Elections. All voter  
21 registration forms submitted electronically to the State  
22 Board of Elections through an online voter registration  
23 system shall be transmitted to the appropriate election  
24 authority as required by Section 1A-16.5. The election  
25 authority shall process and verify each voter registration

1 form and electronically enter verified registrations on an  
2 expedited basis onto the statewide voter registration  
3 list. All original registration cards shall remain  
4 permanently in the office of the election authority as  
5 required by this Code.

6 (3) The centralized statewide voter registration list  
7 shall:

8 (i) Be designed to allow election authorities to  
9 utilize the registration data on the statewide voter  
10 registration list pertinent to voters registered in  
11 their election jurisdiction on locally maintained  
12 software programs that are unique to each  
13 jurisdiction.

14 (ii) Allow each election authority to perform  
15 essential election management functions, including but  
16 not limited to production of voter lists, processing of  
17 vote by mail ~~absentee~~ voters, production of  
18 individual, pre-printed applications to vote,  
19 administration of election judges, and polling place  
20 administration, but shall not prevent any election  
21 authority from using information from that election  
22 authority's own systems.

23 (4) The registration information maintained by each  
24 election authority shall be synchronized with that  
25 authority's information on the statewide list at least once  
26 every 24 hours.

1 To protect the privacy and confidentiality of voter  
2 registration information, the disclosure of any portion of the  
3 centralized statewide voter registration list to any person or  
4 entity other than to a State or local political committee and  
5 other than to a governmental entity for a governmental purpose  
6 is specifically prohibited except as follows: (1) subject to  
7 security measures adopted by the State Board of Elections  
8 which, at a minimum, shall include the keeping of a catalog or  
9 database, available for public view, including the name,  
10 address, and telephone number of the person viewing the list as  
11 well as the time of that viewing, any person may view the list  
12 on a computer screen at the Springfield office of the State  
13 Board of Elections, during normal business hours other than  
14 during the 27 days before an election, but the person viewing  
15 the list under this exception may not print, duplicate,  
16 transmit, or alter the list; or (2) as may be required by an  
17 agreement the State Board of Elections has entered into with a  
18 multi-state voter registration list maintenance system.

19 (Source: P.A. 98-115, eff. 7-29-13.)

20 (10 ILCS 5/1A-45 new)

21 Sec. 1A-45. Electronic Registration Information Center.

22 (a) The State Board of Elections shall enter into an  
23 agreement with the Electronic Registration Information Center  
24 effective no later than January 1, 2016, for the purpose of  
25 maintaining a statewide voter registration database. The State

1 Board of Elections shall comply with the requirements of the  
2 Electronic Registration Information Center Membership  
3 Agreement. The State Board of Elections shall require a term in  
4 the Electronic Registration Information Center Membership  
5 Agreement that requires the State to share identification  
6 records contained in the Secretary of State's Driver Services  
7 Department and Vehicle Services Department, the Department of  
8 Human Services, the Department of Healthcare and Family  
9 Services, the Department of Aging, and the Department of  
10 Employment Security databases (excluding those fields  
11 unrelated to voter eligibility, such as income or health  
12 information).

13 (b) The Secretary of State and the Board of Elections shall  
14 enter into an agreement to permit the Secretary of State to  
15 provide the State Board of Elections with any information  
16 required for compliance with the Electronic Registration  
17 Information Center Membership Agreement. The Secretary of  
18 State shall deliver this information as frequently as necessary  
19 for the State Board of Elections to comply with the Electronic  
20 Registration Information Center Membership Agreement.

21 (b-5) The State Board of Elections and the Department of  
22 Human Services, the Department of Healthcare and Family  
23 Services, the Department on Aging, and the Department of  
24 Employment Security shall enter into an agreement to require  
25 each department to provide the State Board of Elections with  
26 any information necessary to transmit member data under the

1 Electronic Registration Information Center Membership  
2 Agreement. The director or secretary, as applicable, of each  
3 agency shall deliver this information on an annual basis to the  
4 State Board of Elections pursuant to the agreement between the  
5 entities.

6 (c) Any communication required to be delivered to a  
7 registrant or potential registrant pursuant to the Electronic  
8 Registration Information Center Membership Agreement shall  
9 include at least the following message:

10 "Our records show people at this address may not be  
11 registered to vote at this address, but you may be eligible  
12 to register to vote or re-register to vote at this address.  
13 If you are a U.S. Citizen, a resident of Illinois, and will  
14 be 18 years old or older before the next general election  
15 in November, you are qualified to vote.

16 We invite you to check your registration online at  
17 (enter URL) or register to vote online at (enter URL), by  
18 requesting a mail-in voter registration form by (enter  
19 instructions for requesting a mail-in voter registration  
20 form), or visiting the (name of election authority) office  
21 at (address of election authority)."

22 The words "register to vote online at (enter URL)" shall be  
23 bolded and of a distinct nature from the other words in the  
24 message required by this subsection (c).

25 (d) Any communication required to be delivered to a  
26 potential registrant that has been identified by the Electronic

1 Registration Information Center as eligible to vote but who is  
2 not registered to vote in Illinois shall be prepared and  
3 disseminated at the direction of the State Board of Elections.  
4 All other communications with potential registrants or  
5 re-registrants pursuant to the Electronic Registration  
6 Information Center Membership Agreement shall be prepared and  
7 disseminated at the direction of the appropriate election  
8 authority.

9 (e) The Executive Director of the State Board of Elections  
10 or his or her designee shall serve as the Member Representative  
11 to the Electronic Registration Information Center.

12 (f) The State Board of Elections may adopt any rules  
13 necessary to enforce this Section or comply with the Electronic  
14 Registration Information Center Membership Agreement.

15 (10 ILCS 5/3-6)

16 Sec. 3-6. Voting age. Notwithstanding any other provision  
17 of law, a person who is 17 years old on the date of a primary  
18 election and who is otherwise qualified to vote is qualified to  
19 vote at that primary, including voting a vote by mail ~~an~~  
20 ~~absentee~~, grace period, or early voting ballot with respect to  
21 that primary, if that person will be 18 years old on the date  
22 of the immediately following general election.

23 References in this Code and elsewhere to the requirement  
24 that a person must be 18 years old to vote shall be interpreted  
25 in accordance with this Section.

1           For the purposes of this Act, an individual who is 17 years  
2 of age and who will be 18 years of age on the date of the  
3 general election shall be deemed competent to execute and  
4 attest to any voter registration forms.

5           (Source: P.A. 98-51, eff. 1-1-14.)

6           (10 ILCS 5/4-6.3) (from Ch. 46, par. 4-6.3)

7           Sec. 4-6.3. The county clerk may establish a temporary  
8 place of registration for such times and at such locations  
9 within the county as the county clerk may select. ~~However, no~~  
10 ~~temporary place of registration may be in operation during the~~  
11 ~~27 days preceding an election.~~ Notice of the time and place of  
12 registration under this Section shall be published by the  
13 county clerk in a newspaper having a general circulation in the  
14 county not less than 3 nor more than 15 days before the holding  
15 of such registration.

16           Temporary places of registration shall be established so  
17 that the areas of concentration of population or use by the  
18 public are served, whether by facilities provided in places of  
19 private business or in public buildings or in mobile units.  
20 Areas which may be designated as temporary places of  
21 registration include, but are not limited to, facilities  
22 licensed or certified pursuant to the Nursing Home Care Act,  
23 the Specialized Mental Health Rehabilitation Act of 2013, or  
24 the ID/DD Community Care Act, Soldiers' and Sailors' Homes,  
25 shopping centers, business districts, public buildings and

1 county fairs.

2 Temporary places of registration shall be available to the  
3 public not less than 2 hours per year for each 1,000 population  
4 or fraction thereof in the county.

5 All temporary places of registration shall be manned by  
6 deputy county clerks or deputy registrars appointed pursuant to  
7 Section 4-6.2.

8 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-813,  
9 eff. 7-13-12; 98-104, eff. 7-22-13.)

10 (10 ILCS 5/4-10) (from Ch. 46, par. 4-10)

11 Sec. 4-10. Except as herein provided, no person shall be  
12 registered, unless he applies in person to a registration  
13 officer, answers such relevant questions as may be asked of him  
14 by the registration officer, and executes the affidavit of  
15 registration. The registration officer shall require the  
16 applicant to furnish two forms of identification, and except in  
17 the case of a homeless individual, one of which must include  
18 his or her residence address. These forms of identification  
19 shall include, but not be limited to, any of the following:  
20 driver's license, social security card, public aid  
21 identification card, utility bill, employee or student  
22 identification card, lease or contract for a residence, credit  
23 card, or a civic, union or professional association membership  
24 card. The registration officer shall require a homeless  
25 individual to furnish evidence of his or her use of the mailing

1 address stated. This use may be demonstrated by a piece of mail  
2 addressed to that individual and received at that address or by  
3 a statement from a person authorizing use of the mailing  
4 address. The registration officer shall require each applicant  
5 for registration to read or have read to him the affidavit of  
6 registration before permitting him to execute the affidavit.

7 One of the registration officers or a deputy registration  
8 officer, county clerk, or clerk in the office of the county  
9 clerk, shall administer to all persons who shall personally  
10 apply to register the following oath or affirmation:

11 "You do solemnly swear (or affirm) that you will fully and  
12 truly answer all such questions as shall be put to you touching  
13 your name, place of residence, place of birth, your  
14 qualifications as an elector and your right as such to register  
15 and vote under the laws of the State of Illinois."

16 The registration officer shall satisfy himself that each  
17 applicant for registration is qualified to register before  
18 registering him. If the registration officer has reason to  
19 believe that the applicant is a resident of a Soldiers' and  
20 Sailors' Home or any facility which is licensed or certified  
21 pursuant to the Nursing Home Care Act, the Specialized Mental  
22 Health Rehabilitation Act of 2013, or the ID/DD Community Care  
23 Act, the following question shall be put, "When you entered the  
24 home which is your present address, was it your bona fide  
25 intention to become a resident thereof?" Any voter of a  
26 township, city, village or incorporated town in which such

1 applicant resides, shall be permitted to be present at the  
2 place of any precinct registration and shall have the right to  
3 challenge any applicant who applies to be registered.

4 In case the officer is not satisfied that the applicant is  
5 qualified he shall forthwith notify such applicant in writing  
6 to appear before the county clerk to complete his registration.  
7 Upon the card of such applicant shall be written the word  
8 "incomplete" and no such applicant shall be permitted to vote  
9 unless such registration is satisfactorily completed as  
10 hereinafter provided. No registration shall be taken and marked  
11 as incomplete if information to complete it can be furnished on  
12 the date of the original application.

13 Any person claiming to be an elector in any election  
14 precinct and whose registration card is marked "Incomplete" may  
15 make and sign an application in writing, under oath, to the  
16 county clerk in substance in the following form:

17 "I do solemnly swear that I, ....., did on (insert date)  
18 make application to the board of registry of the .... precinct  
19 of the township of .... (or to the county clerk of .... county)  
20 and that said board or clerk refused to complete my  
21 registration as a qualified voter in said precinct. That I  
22 reside in said precinct, that I intend to reside in said  
23 precinct, and am a duly qualified voter of said precinct and am  
24 entitled to be registered to vote in said precinct at the next  
25 election.

26 (Signature of applicant) ....."

1 All such applications shall be presented to the county  
2 clerk or to his duly authorized representative by the  
3 applicant, in person between the hours of 9:00 a.m. and 5:00  
4 p.m. on any day after the days on which the 1969 and 1970  
5 precinct re-registrations are held but not on any day within 27  
6 days preceding the ensuing general election and thereafter for  
7 the registration provided in Section 4-7 all such applications  
8 shall be presented to the county clerk or his duly authorized  
9 representative by the applicant in person between the hours of  
10 9:00 a.m. and 5:00 p.m. on any day prior to 27 days preceding  
11 the ensuing general election. Such application shall be heard  
12 by the county clerk or his duly authorized representative at  
13 the time the application is presented. If the applicant for  
14 registration has registered with the county clerk, such  
15 application may be presented to and heard by the county clerk  
16 or by his duly authorized representative upon the dates  
17 specified above or at any time prior thereto designated by the  
18 county clerk.

19 Any otherwise qualified person who is absent from his  
20 county of residence either due to business of the United States  
21 or because he is temporarily outside the territorial limits of  
22 the United States may become registered by mailing an  
23 application to the county clerk within the periods of  
24 registration provided for in this Article, or by simultaneous  
25 application for ~~absentee~~ registration by mail and vote by mail

1 ~~absentee~~ ballot as provided in Article 20 of this Code.

2       Upon receipt of such application the county clerk shall  
3 immediately mail an affidavit of registration in duplicate,  
4 which affidavit shall contain the following and such other  
5 information as the State Board of Elections may think it proper  
6 to require for the identification of the applicant:

7       Name. The name of the applicant, giving surname and first  
8 or Christian name in full, and the middle name or the initial  
9 for such middle name, if any.

10       Sex.

11       Residence. The name and number of the street, avenue or  
12 other location of the dwelling, and such additional clear and  
13 definite description as may be necessary to determine the exact  
14 location of the dwelling of the applicant. Where the location  
15 cannot be determined by street and number, then the Section,  
16 congressional township and range number may be used, or such  
17 other information as may be necessary, including post office  
18 mailing address.

19       Electronic mail address, if the registrant has provided  
20 this information.

21       Term of residence in the State of Illinois and the  
22 precinct.

23       Nativity. The State or country in which the applicant was  
24 born.

25       Citizenship. Whether the applicant is native born or  
26 naturalized. If naturalized, the court, place and date of

1 naturalization.

2 Age. Date of birth, by month, day and year.

3 Out of State address of .....

4 AFFIDAVIT OF REGISTRATION

5 State of .....)

6 )ss

7 County of .....

8 I hereby swear (or affirm) that I am a citizen of the  
9 United States; that on the day of the next election I shall  
10 have resided in the State of Illinois and in the election  
11 precinct 30 days; that I am fully qualified to vote, that I am  
12 not registered to vote anywhere else in the United States, that  
13 I intend to remain a resident of the State of Illinois and of  
14 the election precinct, that I intend to return to the State of  
15 Illinois, and that the above statements are true.

16 .....

17 (His or her signature or mark)

18 Subscribed and sworn to before me, an officer qualified to  
19 administer oaths, on (insert date).

20 .....

21 Signature of officer administering oath.

22 Upon receipt of the executed duplicate affidavit of  
23 Registration, the county clerk shall transfer the information  
24 contained thereon to duplicate Registration Cards provided for  
25 in Section 4-8 of this Article and shall attach thereto a copy  
26 of each of the duplicate affidavit of registration and

1 thereafter such registration card and affidavit shall  
2 constitute the registration of such person the same as if he  
3 had applied for registration in person.

4 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-813,  
5 eff. 7-13-12; 98-104, eff. 7-22-13; 98-115, eff. 10-1-13;  
6 98-756, eff. 7-16-14.)

7 (10 ILCS 5/4-50)

8 Sec. 4-50. Grace period. Notwithstanding any other  
9 provision of this Code to the contrary, each election authority  
10 shall establish procedures for the registration of voters and  
11 for change of address during the period from the close of  
12 registration for an ~~a primary or~~ election ~~and~~ until and  
13 including the 3rd day of the ~~before the primary or~~ election,  
14 ~~except that during the 2014 general election the period shall~~  
15 ~~extend until the polls close on election day.~~ During this grace  
16 period, an unregistered qualified elector may register to vote,  
17 and a registered voter may submit a change of address form, in  
18 person in the office of the election authority, at a permanent  
19 polling place established under Section 19A-10, at any other  
20 early voting site beginning 15 days prior to the election, at a  
21 polling place on election day, or at a voter registration  
22 location specifically designated for this purpose by the  
23 election authority. ~~During the 2014 general election, an~~  
24 ~~unregistered qualified elector may register to vote, and a~~  
25 ~~registered voter may submit a change of address form, in person~~

1 ~~at any permanent polling place for early voting established~~  
2 ~~under Section 19A-10 through election day.~~ The election  
3 authority shall register that individual, or change a  
4 registered voter's address, in the same manner as otherwise  
5 provided by this Article for registration and change of  
6 address.

7 If a voter who registers or changes address during this  
8 grace period wishes to vote at the ~~first~~ election or primary  
9 occurring during ~~after~~ the grace period, he or she must do so  
10 by grace period voting. The election authority shall offer  
11 in-person grace period voting at the authority's office, ~~and~~  
12 any permanent polling place established under Section 19A-10,  
13 and at any other early voting site beginning 15 days prior to  
14 the election, at a polling place on election day, where grace  
15 period registration is required by this Section; and may offer  
16 in-person grace period voting at additional hours and locations  
17 specifically designated for the purpose of grace period voting  
18 by the election authority. The election authority may allow  
19 grace period voting by mail only if the election authority has  
20 no ballots prepared at the authority's office. Grace period  
21 voting shall be in a manner substantially similar to voting  
22 under Article 19A ~~19~~.

23 Within one day after a voter casts a grace period ballot,  
24 or within one day after the ballot is received by the election  
25 authority if the election authority allows grace period voting  
26 by mail, the election authority shall transmit by electronic

1 means pursuant to a process established by the State Board of  
2 Elections the voter's name, street address, e-mail address, and  
3 precinct, ward, township, and district numbers, as the case may  
4 be, to the State Board of Elections, which shall maintain those  
5 names and that information in an electronic format on its  
6 website, arranged by county and accessible to State and local  
7 political committees. The name of each person issued a grace  
8 period ballot shall also be placed on the appropriate precinct  
9 list of persons to whom vote by mail ~~absentee~~ and early ballots  
10 have been issued, for use as provided in Sections 17-9 and  
11 18-5.

12 A person who casts a grace period ballot shall not be  
13 permitted to revoke that ballot and vote another ballot with  
14 respect to that primary or election. Ballots cast by persons  
15 who register or change address during the grace period at a  
16 location other than their designated polling place on election  
17 day must be transmitted to and counted at the election  
18 authority's central ballot counting location and shall not be  
19 transmitted to and counted at precinct polling places. The  
20 grace period ballots determined to be valid shall be added to  
21 the vote totals for the precincts for which they were cast in  
22 the order in which the ballots were opened.

23 In counties with a population of less than 100,000 that do  
24 not have electronic poll books, the election authority may opt  
25 out of registration in the polling place if the election  
26 authority establishes grace period registration and voting at

1 other sites on election day at the following sites: (i) the  
2 election authority's main office and (ii) a polling place in  
3 each municipality where 20% or more of the county's residents  
4 reside if the election authority's main office is not located  
5 in that municipality. The election authority may establish  
6 other grace period registration and voting sites on election  
7 day provided that the election authority has met the notice  
8 requirements of Section 19A-25 for permanent and temporary  
9 early voting sites.

10 (Source: P.A. 97-766, eff. 7-6-12; 98-115, eff. 7-29-13;  
11 98-691, eff. 7-1-14.)

12 (10 ILCS 5/4-105)

13 Sec. 4-105. First time voting. A person must vote for the  
14 first time in person and not by a vote by mail ~~mailed absentee~~  
15 ballot if the person registered to vote by mail, unless the  
16 person first provides the appropriate election authority with  
17 sufficient proof of identity and the election authority  
18 verifies the person's proof of identity. Sufficient proof of  
19 identity shall be demonstrated by submission of the person's  
20 driver's license number or State identification card number or,  
21 if the person does not have either of those, verification by  
22 the last 4 digits of the person's social security number, a  
23 copy of a current and valid photo identification, or a copy of  
24 a current utility bill, bank statement, paycheck, government  
25 check, or other federal, State, or local government document

1 that shows the person's name and address. A person may also  
2 demonstrate sufficient proof of identity by submission of a  
3 photo identification issued by a college or university  
4 accompanied by either a copy of the applicant's contract or  
5 lease for a residence or any postmarked mail delivered to the  
6 applicant at his or her current residence address. Persons who  
7 apply to register to vote by mail but provide inadequate proof  
8 of identity to the election authority shall be notified by the  
9 election authority that the registration has not been fully  
10 completed and that the person remains ineligible to vote by  
11 mail or in person until such proof is presented.

12 (Source: P.A. 95-699, eff. 11-9-07; 96-317, eff. 1-1-10.)

13 (10 ILCS 5/5-9) (from Ch. 46, par. 5-9)

14 Sec. 5-9. Except as herein provided, no person shall be  
15 registered unless he applies in person to registration officer,  
16 answers such relevant questions as may be asked of him by the  
17 registration officer, and executes the affidavit of  
18 registration. The registration officer shall require the  
19 applicant to furnish two forms of identification, and except in  
20 the case of a homeless individual, one of which must include  
21 his or her residence address. These forms of identification  
22 shall include, but not be limited to, any of the following:  
23 driver's license, social security card, public aid  
24 identification card, utility bill, employee or student  
25 identification card, lease or contract for a residence, credit

1 card, or a civic, union or professional association membership  
2 card. The registration officer shall require a homeless  
3 individual to furnish evidence of his or her use of the mailing  
4 address stated. This use may be demonstrated by a piece of mail  
5 addressed to that individual and received at that address or by  
6 a statement from a person authorizing use of the mailing  
7 address. The registration officer shall require each applicant  
8 for registration to read or have read to him the affidavit of  
9 registration before permitting him to execute the affidavit.

10 One of the Deputy Registrars, the Judge of Registration, or  
11 an Officer of Registration, County Clerk, or clerk in the  
12 office of the County Clerk, shall administer to all persons who  
13 shall personally apply to register the following oath or  
14 affirmation:

15 "You do solemnly swear (or affirm) that you will fully and  
16 truly answer all such questions as shall be put to you touching  
17 your place of residence, name, place of birth, your  
18 qualifications as an elector and your right as such to register  
19 and vote under the laws of the State of Illinois."

20 The Registration Officer shall satisfy himself that each  
21 applicant for registration is qualified to register before  
22 registering him. If the registration officer has reason to  
23 believe that the applicant is a resident of a Soldiers' and  
24 Sailors' Home or any facility which is licensed or certified  
25 pursuant to the Nursing Home Care Act, the Specialized Mental  
26 Health Rehabilitation Act of 2013, or the ID/DD Community Care

1 Act, the following question shall be put, "When you entered the  
2 home which is your present address, was it your bona fide  
3 intention to become a resident thereof?" Any voter of a  
4 township, city, village or incorporated town in which such  
5 applicant resides, shall be permitted to be present at the  
6 place of precinct registration, and shall have the right to  
7 challenge any applicant who applies to be registered.

8 In case the officer is not satisfied that the applicant is  
9 qualified, he shall forthwith in writing notify such applicant  
10 to appear before the County Clerk to furnish further proof of  
11 his qualifications. Upon the card of such applicant shall be  
12 written the word "Incomplete" and no such applicant shall be  
13 permitted to vote unless such registration is satisfactorily  
14 completed as hereinafter provided. No registration shall be  
15 taken and marked as "incomplete" if information to complete it  
16 can be furnished on the date of the original application.

17 Any person claiming to be an elector in any election  
18 precinct in such township, city, village or incorporated town  
19 and whose registration is marked "Incomplete" may make and sign  
20 an application in writing, under oath, to the County Clerk in  
21 substance in the following form:

22 "I do solemnly swear that I, ....., did on (insert  
23 date) make application to the Board of Registry of the .....  
24 precinct of ..... ward of the City of .... or of the  
25 ..... District ..... Town of ..... (or to the  
26 County Clerk of .....) and ..... County; that

1 said Board or Clerk refused to complete my registration as a  
 2 qualified voter in said precinct, that I reside in said  
 3 precinct (or that I intend to reside in said precinct), am a  
 4 duly qualified voter and entitled to vote in said precinct at  
 5 the next election.

6 .....  
 7 (Signature of Applicant)"

8 All such applications shall be presented to the County  
 9 Clerk by the applicant, in person between the hours of nine  
 10 o'clock a.m. and five o'clock p.m., on Monday and Tuesday of  
 11 the third week subsequent to the weeks in which the 1961 and  
 12 1962 precinct re-registrations are to be held, and thereafter  
 13 for the registration provided in Section 5-17 of this Article,  
 14 all such applications shall be presented to the County Clerk by  
 15 the applicant in person between the hours of nine o'clock a.m.  
 16 and nine o'clock p.m. on Monday and Tuesday of the third week  
 17 prior to the date on which such election is to be held.

18 Any otherwise qualified person who is absent from his  
 19 county of residence either due to business of the United States  
 20 or because he is temporarily outside the territorial limits of  
 21 the United States may become registered by mailing an  
 22 application to the county clerk within the periods of  
 23 registration provided for in this Article or by simultaneous  
 24 application for ~~absentee~~ registration by mail and vote by mail  
 25 ~~absentee~~ ballot as provided in Article 20 of this Code.

26 Upon receipt of such application the county clerk shall

1 immediately mail an affidavit of registration in duplicate,  
2 which affidavit shall contain the following and such other  
3 information as the State Board of Elections may think it proper  
4 to require for the identification of the applicant:

5 Name. The name of the applicant, giving surname and first  
6 or Christian name in full, and the middle name or the initial  
7 for such middle name, if any.

8 Sex.

9 Residence. The name and number of the street, avenue or  
10 other location of the dwelling, and such additional clear and  
11 definite description as may be necessary to determine the exact  
12 location of the dwelling of the applicant. Where the location  
13 cannot be determined by street and number, then the Section,  
14 congressional township and range number may be used, or such  
15 other information as may be necessary, including post office  
16 mailing address.

17 Electronic mail address, if the registrant has provided  
18 this information.

19 Term of residence in the State of Illinois and the  
20 precinct.

21 Nativity. The State or country in which the applicant was  
22 born.

23 Citizenship. Whether the applicant is native born or  
24 naturalized. If naturalized, the court, place and date of  
25 naturalization.

26 Age. Date of birth, by month, day and year.

1 Out of State address of .....

2 AFFIDAVIT OF REGISTRATION

3 State of .....

4 )ss

5 County of .....

6 I hereby swear (or affirm) that I am a citizen of the  
7 United States; that on the day of the next election I shall  
8 have resided in the State of Illinois for 6 months and in the  
9 election precinct 30 days; that I am fully qualified to vote,  
10 that I am not registered to vote anywhere else in the United  
11 States, that I intend to remain a resident of the State of  
12 Illinois and of the election precinct, that I intend to return  
13 to the State of Illinois, and that the above statements are  
14 true.

15 .....

16 (His or her signature or mark)

17 Subscribed and sworn to before me, an officer qualified to  
18 administer oaths, on (insert date).

19 .....

20 Signature of officer administering oath.

21 Upon receipt of the executed duplicate affidavit of  
22 Registration, the county clerk shall transfer the information  
23 contained thereon to duplicate Registration Cards provided for  
24 in Section 5-7 of this Article and shall attach thereto a copy  
25 of each of the duplicate affidavit of registration and

1 thereafter such registration card and affidavit shall  
2 constitute the registration of such person the same as if he  
3 had applied for registration in person.

4 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-813,  
5 eff. 7-13-12; 98-104, eff. 7-22-13; 98-115, eff. 10-1-13;  
6 98-756, eff. 7-16-14.)

7 (10 ILCS 5/5-16.3) (from Ch. 46, par. 5-16.3)

8 Sec. 5-16.3. The county clerk may establish temporary  
9 places of registration for such times and at such locations  
10 within the county as the county clerk may select. ~~However, no~~  
11 ~~temporary place of registration may be in operation during the~~  
12 ~~27 days preceding an election.~~ Notice of time and place of  
13 registration at any such temporary place of registration under  
14 this Section shall be published by the county clerk in a  
15 newspaper having a general circulation in the county not less  
16 than 3 nor more than 15 days before the holding of such  
17 registration.

18 Temporary places of registration shall be established so  
19 that the areas of concentration of population or use by the  
20 public are served, whether by facilities provided in places of  
21 private business or in public buildings or in mobile units.  
22 Areas which may be designated as temporary places of  
23 registration include, but are not limited to, facilities  
24 licensed or certified pursuant to the Nursing Home Care Act,  
25 the Specialized Mental Health Rehabilitation Act of 2013, or

1 the ID/DD Community Care Act, Soldiers' and Sailors' Homes,  
2 shopping centers, business districts, public buildings and  
3 county fairs.

4 Temporary places of registration shall be available to the  
5 public not less than 2 hours per year for each 1,000 population  
6 or fraction thereof in the county.

7 All temporary places of registration shall be manned by  
8 deputy county clerks or deputy registrars appointed pursuant to  
9 Section 5-16.2.

10 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-813,  
11 eff. 7-13-12; 98-104, eff. 7-22-13.)

12 (10 ILCS 5/5-50)

13 Sec. 5-50. Grace period. Notwithstanding any other  
14 provision of this Code to the contrary, each election authority  
15 shall establish procedures for the registration of voters and  
16 for change of address during the period from the close of  
17 registration for an ~~a primary or~~ election ~~and~~ until and  
18 including the ~~3rd~~ day of the ~~before the primary or~~ election,  
19 ~~except that during the 2014 general election the period shall~~  
20 ~~extend until the polls close on election day.~~ During this grace  
21 period, an unregistered qualified elector may register to vote,  
22 and a registered voter may submit a change of address form, in  
23 person in the office of the election authority, at a permanent  
24 polling place established under Section 19A-10, at any other  
25 early voting site beginning 15 days prior to the election, at a

1 polling place on election day, or at a voter registration  
2 location specifically designated for this purpose by the  
3 election authority. ~~During the 2014 general election, an~~  
4 ~~unregistered qualified elector may register to vote, and a~~  
5 ~~registered voter may submit a change of address form, in person~~  
6 ~~at any permanent polling place for early voting established~~  
7 ~~pursuant to Section 19A-10 through election day.~~ The election  
8 authority shall register that individual, or change a  
9 registered voter's address, in the same manner as otherwise  
10 provided by this Article for registration and change of  
11 address.

12 If a voter who registers or changes address during this  
13 grace period wishes to vote at the ~~first~~ election or primary  
14 occurring during ~~after~~ the grace period, he or she must do so  
15 by grace period voting. The election authority shall offer  
16 in-person grace period voting at his or her office, ~~and~~ any  
17 permanent polling place established under Section 19A-10, and  
18 at any other early voting site beginning 15 days prior to the  
19 election, at a polling place on election day, where grace  
20 period registration is required by this Section; and may offer  
21 in-person grace period voting at additional hours and locations  
22 specifically designated for the purpose of grace period voting  
23 by the election authority. The election authority may allow  
24 grace period voting by mail only if the election authority has  
25 no ballots prepared at the authority's office. Grace period  
26 voting shall be in a manner substantially similar to voting

1 under Article 19A ~~19~~.

2 Within one day after a voter casts a grace period ballot,  
3 or within one day after the ballot is received by the election  
4 authority if the election authority allows grace period voting  
5 by mail, the election authority shall transmit by electronic  
6 means pursuant to a process established by the State Board of  
7 Elections the voter's name, street address, e-mail address, and  
8 precinct, ward, township, and district numbers, as the case may  
9 be, to the State Board of Elections, which shall maintain those  
10 names and that information in an electronic format on its  
11 website, arranged by county and accessible to State and local  
12 political committees. The name of each person issued a grace  
13 period ballot shall also be placed on the appropriate precinct  
14 list of persons to whom vote by mail ~~absentee~~ and early ballots  
15 have been issued, for use as provided in Sections 17-9 and  
16 18-5.

17 A person who casts a grace period ballot shall not be  
18 permitted to revoke that ballot and vote another ballot with  
19 respect to that primary or election. Ballots cast by persons  
20 who register or change address during the grace period at a  
21 location other than their designated polling place on election  
22 day must be transmitted to and counted at the election  
23 authority's central ballot counting location and shall not be  
24 transmitted to and counted at precinct polling places. The  
25 grace period ballots determined to be valid shall be added to  
26 the vote totals for the precincts for which they were cast in

1 the order in which the ballots were opened.

2 In counties with a population of less than 100,000 that do  
3 not have electronic poll books, the election authority may opt  
4 out of registration in the polling place if the election  
5 authority establishes grace period registration and voting at  
6 other sites on election day at the following sites: (i) the  
7 election authority's main office and (ii) a polling place in  
8 each municipality where 20% or more of the county's residents  
9 reside if the election authority's main office is not located  
10 in that municipality. The election authority may establish  
11 other grace period registration and voting sites on election  
12 day provided that the election authority has met the notice  
13 requirements of Section 19A-25 for permanent and temporary  
14 early voting sites.

15 (Source: P.A. 97-766, eff. 7-6-12; 98-115, eff. 7-29-13;  
16 98-691, eff. 7-1-14.)

17 (10 ILCS 5/5-105)

18 Sec. 5-105. First time voting. A person must vote for the  
19 first time in person and not ~~by a~~ vote by mail ~~mailed absentee~~  
20 ballot if the person registered to vote by mail, unless the  
21 person first provides the appropriate election authority with  
22 sufficient proof of identity and the election authority  
23 verifies the person's proof of identity. Sufficient proof of  
24 identity shall be demonstrated by submission of the person's  
25 driver's license number or State identification card number or,

1 if the person does not have either of those, verification by  
2 the last 4 digits of the person's social security number, a  
3 copy of a current and valid photo identification, or a copy of  
4 a current utility bill, bank statement, paycheck, government  
5 check, or other federal, State, or local government document  
6 that shows the person's name and address. A person may also  
7 demonstrate sufficient proof of identity by submission of a  
8 photo identification issued by a college or university  
9 accompanied by either a copy of the applicant's contract or  
10 lease for a residence or any postmarked mail delivered to the  
11 applicant at his or her current residence address. Persons who  
12 apply to register to vote by mail but provide inadequate proof  
13 of identity to the election authority shall be notified by the  
14 election authority that the registration has not been fully  
15 completed and that the person remains ineligible to vote by  
16 mail or in person until such proof is presented.

17 (Source: P.A. 95-699, eff. 11-9-07; 96-317, eff. 1-1-10.)

18 (10 ILCS 5/6-29) (from Ch. 46, par. 6-29)

19 Sec. 6-29. For the purpose of registering voters under this  
20 Article, the office of the Board of Election Commissioners  
21 shall be open during ordinary business hours of each week day,  
22 from 9 a.m. to 12 o'clock noon on the last four Saturdays  
23 immediately preceding the end of the period of registration  
24 preceding each election, and such other days and such other  
25 times as the board may direct. During the 27 days immediately

1 preceding any election there shall be no registration of voters  
2 at the office of the Board of Election Commissioners in cities,  
3 villages and incorporated towns of fewer than 200,000  
4 inhabitants. In cities, villages and incorporated towns of  
5 200,000 or more inhabitants, there shall be no registration of  
6 voters at the office of the Board of Election Commissioners  
7 during the 35 days immediately preceding any election;  
8 provided, however, where no precinct registration is being  
9 conducted prior to any election then registration may be taken  
10 in the office of the Board up to and including the 28th day  
11 prior to such election. The Board of Election Commissioners may  
12 set up and establish as many branch offices for the purpose of  
13 taking registrations as it may deem necessary, and the branch  
14 offices may be open on any or all dates and hours during which  
15 registrations may be taken in the main office. All officers and  
16 employees of the Board of Election Commissioners who are  
17 authorized by such board to take registrations under this  
18 Article shall be considered officers of the circuit court, and  
19 shall be subject to the same control as is provided by Section  
20 14-5 of this Act with respect to judges of election.

21 In any election called for the submission of the revision  
22 or alteration of, or the amendments to the Constitution,  
23 submitted by a Constitutional Convention, the final day for  
24 registration at the office of the election authority charged  
25 with the printing of the ballot of this election shall be the  
26 15th day prior to the date of election.

1           The Board of Election Commissioners shall appoint one or  
2 more registration teams, consisting of 2 of its employees for  
3 each team, for the purpose of accepting the registration of any  
4 voter who files an affidavit, within the period for taking  
5 registrations provided for in this Article, that he is  
6 physically unable to appear at the office of the Board or at  
7 any appointed place of registration. On the day or days when a  
8 precinct registration is being conducted such teams shall  
9 consist of one member from each of the 2 leading political  
10 parties who are serving on the Precinct Registration Board.  
11 Each team so designated shall visit each disabled person and  
12 shall accept the registration of such person the same as if he  
13 had applied for registration in person.

14           Any otherwise qualified person who is absent from his  
15 county of residence due to business of the United States, or  
16 who is temporarily residing outside the territorial limits of  
17 the United States, may make application to become registered by  
18 mail to the Board of Election Commissioners within the periods  
19 for registration provided for in this Article or by  
20 simultaneous application for ~~absentee~~ registration by mail and  
21 vote by mail ~~absentee~~ ballot as provided in Article 20 of this  
22 Code.

23           Upon receipt of such application the Board of Election  
24 Commissioners shall immediately mail an affidavit of  
25 registration in duplicate, which affidavit shall contain the  
26 following and such other information as the State Board of

1 Elections may think it proper to require for the identification  
2 of the applicant:

3 Name. The name of the applicant, giving surname and first  
4 or Christian name in full, and the middle name or the initial  
5 for such middle name, if any.

6 Sex.

7 Residence. The name and number of the street, avenue or  
8 other location of the dwelling, and such additional clear and  
9 definite description as may be necessary to determine the exact  
10 location of the dwelling of the applicant. Where the location  
11 cannot be determined by street and number, then the section,  
12 congressional township and range number may be used, or such  
13 other information as may be necessary, including post office  
14 mailing address.

15 Electronic mail address, if the registrant has provided  
16 this information.

17 Term of residence in the State of Illinois and the  
18 precinct.

19 Nativity. The state or country in which the applicant was  
20 born.

21 Citizenship. Whether the applicant is native born or  
22 naturalized. If naturalized, the court, place and date of  
23 naturalization.

24 Age. Date of birth, by month, day and year.

25 Out of State address of .....

1 State of .....)  
 2 ) ss.  
 3 County of .....)

4 I hereby swear (or affirm) that I am a citizen of the  
 5 United States; that on the day of the next election I shall  
 6 have resided in the State of Illinois and in the election  
 7 precinct 30 days; that I am fully qualified to vote, that I am  
 8 not registered to vote anywhere else in the United States, that  
 9 I intend to remain a resident of the State of Illinois, and of  
 10 the election precinct, that I intend to return to the State of  
 11 Illinois, and that the above statements are true.

12 .....  
 13 (His or her signature or mark)

14 Subscribed and sworn to before me, an officer qualified to  
 15 administer oaths, on (insert date).

16 .....  
 17 Signature of officer administering oath.

18 Upon receipt of the executed duplicate affidavit of  
 19 Registration, the Board of Election Commissioners shall  
 20 transfer the information contained thereon to duplicate  
 21 Registration Cards provided for in Section 6-35 of this Article  
 22 and shall attach thereto a copy of each of the duplicate  
 23 affidavit of registration and thereafter such registration  
 24 card and affidavit shall constitute the registration of such  
 25 person the same as if he had applied for registration in  
 26 person.

1 (Source: P.A. 98-115, eff. 10-1-13.)

2 (10 ILCS 5/6-50.3) (from Ch. 46, par. 6-50.3)

3 Sec. 6-50.3. The board of election commissioners may  
4 establish temporary places of registration for such times and  
5 at such locations as the board may select. ~~However, no~~  
6 ~~temporary place of registration may be in operation during the~~  
7 ~~27 days preceding an election.~~ Notice of the time and place of  
8 registration at any such temporary place of registration under  
9 this Section shall be published by the board of election  
10 commissioners in a newspaper having a general circulation in  
11 the city, village or incorporated town not less than 3 nor more  
12 than 15 days before the holding of such registration.

13 Temporary places of registration shall be established so  
14 that the areas of concentration of population or use by the  
15 public are served, whether by facilities provided in places of  
16 private business or in public buildings or in mobile units.  
17 Areas which may be designated as temporary places of  
18 registration include, but are not limited to, facilities  
19 licensed or certified pursuant to the Nursing Home Care Act,  
20 the Specialized Mental Health Rehabilitation Act of 2013, or  
21 the ID/DD Community Care Act, Soldiers' and Sailors' Homes,  
22 shopping centers, business districts, public buildings and  
23 county fairs.

24 Temporary places of registration shall be available to the  
25 public not less than 2 hours per year for each 1,000 population

1 or fraction thereof in the county.

2 All temporary places of registration shall be manned by  
3 employees of the board of election commissioners or deputy  
4 registrars appointed pursuant to Section 6-50.2.

5 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-813,  
6 eff. 7-13-12; 98-104, eff. 7-22-13.)

7 (10 ILCS 5/6-100)

8 Sec. 6-100. Grace period. Notwithstanding any other  
9 provision of this Code to the contrary, each election authority  
10 shall establish procedures for the registration of voters and  
11 for change of address during the period from the close of  
12 registration for an ~~a primary or~~ election and until and  
13 including the 3rd day of the ~~before the primary or~~ election,  
14 ~~except that during the 2014 general election the period shall~~  
15 ~~extend until the polls close on election day.~~ During this grace  
16 period, an unregistered qualified elector may register to vote,  
17 and a registered voter may submit a change of address form, in  
18 person in the office of the election authority, at a permanent  
19 polling place established under Section 19A-10, at any other  
20 early voting site beginning 15 days prior to the election, at a  
21 polling place on election day, or at a voter registration  
22 location specifically designated for this purpose by the  
23 election authority. ~~During the 2014 general election, an~~  
24 ~~unregistered qualified elector may register to vote, and a~~  
25 ~~registered voter may submit a change of address form, in person~~

1 ~~at any permanent polling place for early voting established~~  
2 ~~pursuant to Section 19A-10 through election day.~~ The election  
3 authority shall register that individual, or change a  
4 registered voter's address, in the same manner as otherwise  
5 provided by this Article for registration and change of  
6 address.

7 If a voter who registers or changes address during this  
8 grace period wishes to vote at the ~~first~~ election or primary  
9 occurring during ~~after~~ the grace period. The election authority  
10 shall offer in-person grace period voting at the authority's  
11 office, ~~and~~ any permanent polling place established under  
12 Section 19A-10, and at any other early voting site beginning 15  
13 days prior to the election, at a polling place on election day,  
14 where grace period registration is required by this Section;  
15 and may offer in-person grace period voting at additional hours  
16 and locations specifically designated for the purpose of grace  
17 period voting by the election authority. The election authority  
18 may allow grace period voting by mail only if the election  
19 authority has no ballots prepared at the authority's office.  
20 Grace period voting shall be in a manner substantially similar  
21 to voting under Article 19A ~~19~~.

22 Within one day after a voter casts a grace period ballot,  
23 or within one day after the ballot is received by the election  
24 authority if the election authority allows grace period voting  
25 by mail, the election authority shall transmit by electronic  
26 means pursuant to a process established by the State Board of

1 Elections the voter's name, street address, e-mail address, and  
2 precinct, ward, township, and district numbers, as the case may  
3 be, to the State Board of Elections, which shall maintain those  
4 names and that information in an electronic format on its  
5 website, arranged by county and accessible to State and local  
6 political committees. The name of each person issued a grace  
7 period ballot shall also be placed on the appropriate precinct  
8 list of persons to whom vote by mail ~~absentee~~ and early ballots  
9 have been issued, for use as provided in Sections 17-9 and  
10 18-5.

11 A person who casts a grace period ballot shall not be  
12 permitted to revoke that ballot and vote another ballot with  
13 respect to that primary or election. Ballots cast by persons  
14 who register or change address during the grace period at a  
15 location other than their designated polling place on election  
16 day must be transmitted to and counted at the election  
17 authority's central ballot counting location and shall not be  
18 transmitted to and counted at precinct polling places. The  
19 grace period ballots determined to be valid shall be added to  
20 the vote totals for the precincts for which they were cast in  
21 the order in which the ballots were opened.

22 In counties with a population of less than 100,000 that do  
23 not have electronic poll books, the election authority may opt  
24 out of registration in the polling place if the election  
25 authority establishes grace period registration and voting at  
26 other sites on election day at the following sites: (i) the

1 election authority's main office and (ii) a polling place in  
2 each municipality where 20% or more of the county's residents  
3 reside if the election authority's main office is not located  
4 in that municipality. The election authority may establish  
5 other grace period registration and voting sites on election  
6 day provided that the election authority has met the notice  
7 requirements of Section 19A-25 for permanent and temporary  
8 early voting sites.

9 (Source: P.A. 97-766, eff. 7-6-12; 98-115, eff. 7-29-13;  
10 98-691, eff. 7-1-14.)

11 (10 ILCS 5/6-105)

12 Sec. 6-105. First time voting. A person must vote for the  
13 first time in person and not by a vote by mail ~~mailed absentee~~  
14 ballot if the person registered to vote by mail, unless the  
15 person first provides the appropriate election authority with  
16 sufficient proof of identity and the election authority  
17 verifies the person's proof of identity. Sufficient proof of  
18 identity shall be demonstrated by submission of the person's  
19 driver's license number or State identification card number or,  
20 if the person does not have either of those, verification by  
21 the last 4 digits of the person's social security number, a  
22 copy of a current and valid photo identification, or a copy of  
23 a current utility bill, bank statement, paycheck, government  
24 check, or other federal, State, or local government document  
25 that shows the person's name and address. A person may also

1 demonstrate sufficient proof of identity by submission of a  
2 photo identification issued by a college or university  
3 accompanied by either a copy of the applicant's contract or  
4 lease for a residence or any postmarked mail delivered to the  
5 applicant at his or her current residence address. Persons who  
6 apply to register to vote by mail but provide inadequate proof  
7 of identity to the election authority shall be notified by the  
8 election authority that the registration has not been fully  
9 completed and that the person remains ineligible to vote by  
10 mail or in person until such proof is presented.

11 (Source: P.A. 95-699, eff. 11-9-07; 96-317, eff. 1-1-10.)

12 (10 ILCS 5/7-15) (from Ch. 46, par. 7-15)

13 Sec. 7-15. At least 60 days prior to each general and  
14 consolidated primary, the election authority shall provide  
15 public notice, calculated to reach elderly and handicapped  
16 voters, of the availability of registration and voting aids  
17 under the Federal Voting Accessibility for the Elderly and  
18 Handicapped Act, of the availability of assistance in marking  
19 the ballot, procedures for voting by a vote by mail absentee  
20 ballot, and procedures for early voting by personal appearance.  
21 At least 20 days before the general primary the county clerk of  
22 each county, and not more than 30 nor less than 10 days before  
23 the consolidated primary the election authority, shall prepare  
24 in the manner provided in this Act, a notice of such primary  
25 which notice shall state the time and place of holding the

1 primary, the hours during which the polls will be open, the  
2 offices for which candidates will be nominated at such primary  
3 and the political parties entitled to participate therein,  
4 notwithstanding that no candidate of any such political party  
5 may be entitled to have his name printed on the primary ballot.  
6 Such notice shall also include the list of addresses of  
7 precinct polling places for the consolidated primary unless  
8 such list is separately published by the election authority not  
9 less than 10 days before the consolidated primary.

10 In counties, municipalities, or towns having fewer than  
11 500,000 inhabitants notice of the general primary shall be  
12 published once in two or more newspapers published in the  
13 county, municipality or town, as the case may be, or if there  
14 is no such newspaper, then in any two or more newspapers  
15 published in the county and having a general circulation  
16 throughout the community.

17 In counties, municipalities, or towns having 500,000 or  
18 more inhabitants notice of the general primary shall be  
19 published at least 15 days prior to the primary by the same  
20 authorities and in the same manner as notice of election for  
21 general elections are required to be published in counties,  
22 municipalities or towns of 500,000 or more inhabitants under  
23 this Act.

24 Notice of the consolidated primary shall be published once  
25 in one or more newspapers published in each political  
26 subdivision having such primary, and if there is no such

1 newspaper, then published once in a local, community newspaper  
2 having general circulation in the subdivision, and also once in  
3 a newspaper published in the county wherein the political  
4 subdivisions, or portions thereof, having such primary are  
5 situated.

6 (Source: P.A. 94-645, eff. 8-22-05.)

7 (10 ILCS 5/7-34) (from Ch. 46, par. 7-34)

8 Sec. 7-34. Pollwatchers in a primary election shall be  
9 authorized in the following manner:

10 (1) Each established political party shall be entitled to  
11 appoint one pollwatcher per precinct. Such pollwatchers must be  
12 affiliated with the political party for which they are  
13 pollwatching and must be a registered voter in Illinois.

14 (2) Each candidate shall be entitled to appoint two  
15 pollwatchers per precinct. For Federal, State, county,  
16 township, and municipal primary elections, the pollwatchers  
17 must be registered to vote in Illinois.

18 (3) Each organization of citizens within the county or  
19 political subdivision, which has among its purposes or  
20 interests the investigation or prosecution of election frauds,  
21 and which shall have registered its name and address and the  
22 names and addresses of its principal officers with the proper  
23 election authority at least 40 days before the primary  
24 election, shall be entitled to appoint one pollwatcher per  
25 precinct. For all primary elections, the pollwatcher must be

1 registered to vote in Illinois.

2 (3.5) Each State nonpartisan civic organization within the  
3 county or political subdivision shall be entitled to appoint  
4 one pollwatcher per precinct, provided that no more than 2  
5 pollwatchers appointed by State nonpartisan civic  
6 organizations shall be present in a precinct polling place at  
7 the same time. Each organization shall have registered the  
8 names and addresses of its principal officers with the proper  
9 election authority at least 40 days before the primary  
10 election. The pollwatchers must be registered to vote in  
11 Illinois. For the purpose of this paragraph, a "State  
12 nonpartisan civic organization" means any corporation,  
13 unincorporated association, or organization that:

14 (i) as part of its written articles of incorporation,  
15 bylaws, or charter or by separate written declaration, has  
16 among its stated purposes the provision of voter  
17 information and education, the protection of individual  
18 voters' rights, and the promotion of free and equal  
19 elections;

20 (ii) is organized or primarily conducts its activities  
21 within the State of Illinois; and

22 (iii) continuously maintains an office or business  
23 location within the State of Illinois, together with a  
24 current listed telephone number (a post office box number  
25 without a current listed telephone number is not  
26 sufficient).

1           (4) Each organized group of proponents or opponents of a  
2 ballot proposition, which shall have registered the name and  
3 address of its organization or committee and the name and  
4 address of its chairman with the proper election authority at  
5 least 40 days before the primary election, shall be entitled to  
6 appoint one pollwatcher per precinct. The pollwatcher must be  
7 registered to vote in Illinois.

8           (5) In any primary election held to nominate candidates for  
9 the offices of a municipality of less than 3,000,000 population  
10 that is situated in 2 or more counties, a pollwatcher who is a  
11 resident of a county in which any part of the municipality is  
12 situated shall be eligible to serve as a pollwatcher in any  
13 polling place located within such municipality, provided that  
14 such pollwatcher otherwise complies with the respective  
15 requirements of subsections (1) through (4) of this Section and  
16 is a registered voter whose residence is within Illinois.

17           All pollwatchers shall be required to have proper  
18 credentials. Such credentials shall be printed in sufficient  
19 quantities, shall be issued by and under the facsimile  
20 signature(s) of the election authority and shall be available  
21 for distribution at least 2 weeks prior to the election. Such  
22 credentials shall be authorized by the real or facsimile  
23 signature of the State or local party official or the candidate  
24 or the presiding officer of the civic organization or the  
25 chairman of the proponent or opponent group, as the case may  
26 be.

1 Pollwatcher credentials shall be in substantially the  
2 following form:

3 POLLWATCHER CREDENTIALS

4 TO THE JUDGES OF ELECTION:

5 In accordance with the provisions of the Election Code, the  
6 undersigned hereby appoints ..... (name of pollwatcher)  
7 at ..... (address) in the county of .....,  
8 ..... (township or municipality) of ..... (name),  
9 State of Illinois and who is duly registered to vote from this  
10 address, to act as a pollwatcher in the ..... precinct of  
11 the ..... ward (if applicable) of the .....  
12 (township or municipality) of ..... at the .....  
13 election to be held on (insert date).

14 ..... (Signature of Appointing Authority)  
15 ..... TITLE (party official, candidate,  
16 civic organization president,  
17 proponent or opponent group chairman)

18 Under penalties provided by law pursuant to Section 29-10  
19 of the Election Code, the undersigned pollwatcher certifies  
20 that he or she resides at ..... (address) in the  
21 county of ....., ..... (township or municipality) of  
22 ..... (name), State of Illinois, and is duly registered to  
23 vote in Illinois.

24 .....  
25 (Precinct and/or Ward in ..... (Signature of Pollwatcher)

1 Which Pollwatcher Resides)

2 Pollwatchers must present their credentials to the Judges  
3 of Election upon entering the polling place. Pollwatcher  
4 credentials properly executed and signed shall be proof of the  
5 qualifications of the pollwatcher authorized thereby. Such  
6 credentials are retained by the Judges and returned to the  
7 Election Authority at the end of the day of election with the  
8 other election materials. Once a pollwatcher has surrendered a  
9 valid credential, he may leave and reenter the polling place  
10 provided that such continuing action does not disrupt the  
11 conduct of the election. Pollwatchers may be substituted during  
12 the course of the day, but established political parties,  
13 candidates, qualified civic organizations and proponents and  
14 opponents of a ballot proposition can have only as many  
15 pollwatchers at any given time as are authorized in this  
16 Article. A substitute must present his signed credential to the  
17 judges of election upon entering the polling place. Election  
18 authorities must provide a sufficient number of credentials to  
19 allow for substitution of pollwatchers. After the polls have  
20 closed, pollwatchers shall be allowed to remain until the  
21 canvass of votes is completed; but may leave and reenter only  
22 in cases of necessity, provided that such action is not so  
23 continuous as to disrupt the canvass of votes.

24 Candidates seeking office in a district or municipality  
25 encompassing 2 or more counties shall be admitted to any and

1 all polling places throughout such district or municipality  
2 without regard to the counties in which such candidates are  
3 registered to vote. Actions of such candidates shall be  
4 governed in each polling place by the same privileges and  
5 limitations that apply to pollwatchers as provided in this  
6 Section. Any such candidate who engages in an activity in a  
7 polling place which could reasonably be construed by a majority  
8 of the judges of election as campaign activity shall be removed  
9 forthwith from such polling place.

10 Candidates seeking office in a district or municipality  
11 encompassing 2 or more counties who desire to be admitted to  
12 polling places on election day in such district or municipality  
13 shall be required to have proper credentials. Such credentials  
14 shall be printed in sufficient quantities, shall be issued by  
15 and under the facsimile signature of the election authority of  
16 the election jurisdiction where the polling place in which the  
17 candidate seeks admittance is located, and shall be available  
18 for distribution at least 2 weeks prior to the election. Such  
19 credentials shall be signed by the candidate.

20 Candidate credentials shall be in substantially the  
21 following form:

22 CANDIDATE CREDENTIALS

23 TO THE JUDGES OF ELECTION:

24 In accordance with the provisions of the Election Code, I  
25 ..... (name of candidate) hereby certify that I am a candidate

1 for ..... (name of office) and seek admittance to .....  
 2 precinct of the ..... ward (if applicable) of the .....  
 3 (township or municipality) of ..... at the ..... election  
 4 to be held on (insert date).

5	.....	.....
6	(Signature of Candidate)	OFFICE FOR WHICH
7		CANDIDATE SEEKS
8		NOMINATION OR
9		ELECTION

10 Pollwatchers shall be permitted to observe all proceedings  
 11 and view all reasonably requested records relating to the  
 12 conduct of the election, provided the secrecy of the ballot is  
 13 not impinged, and to station themselves in a position in the  
 14 voting room as will enable them to observe the judges making  
 15 the signature comparison between the voter application and the  
 16 voter registration record card; provided, however, that such  
 17 pollwatchers shall not be permitted to station themselves in  
 18 such close proximity to the judges of election so as to  
 19 interfere with the orderly conduct of the election and shall  
 20 not, in any event, be permitted to handle election materials.  
 21 Pollwatchers may challenge for cause the voting qualifications  
 22 of a person offering to vote and may call to the attention of  
 23 the judges of election any incorrect procedure or apparent  
 24 violations of this Code.

25 If a majority of the judges of election determine that the

1 polling place has become too overcrowded with pollwatchers so  
2 as to interfere with the orderly conduct of the election, the  
3 judges shall, by lot, limit such pollwatchers to a reasonable  
4 number, except that each candidate and each established or new  
5 political party shall be permitted to have at least one  
6 pollwatcher present.

7       Representatives of an election authority, with regard to an  
8 election under its jurisdiction, the State Board of Elections,  
9 and law enforcement agencies, including but not limited to a  
10 United States Attorney, a State's attorney, the Attorney  
11 General, and a State, county, or local police department, in  
12 the performance of their official election duties, shall be  
13 permitted at all times to enter and remain in the polling  
14 place. Upon entering the polling place, such representatives  
15 shall display their official credentials or other  
16 identification to the judges of election.

17       Uniformed police officers assigned to polling place duty  
18 shall follow all lawful instructions of the judges of election.

19       The provisions of this Section shall also apply to  
20 supervised casting of vote by mail ~~absentee~~ ballots as provided  
21 in Section 19-12.2 of this Act.

22       (Source: P.A. 94-645, eff. 8-22-05; 95-267, eff. 8-17-07.)

23       (10 ILCS 5/10-7) (from Ch. 46, par. 10-7)

24       Sec. 10-7. Any person whose name has been presented as a  
25 candidate, including nonpartisan and independent candidates,

1 may cause his name to be withdrawn from any such nomination by  
2 his request in writing, signed by him and duly acknowledged  
3 before an officer qualified to take acknowledgment of deeds,  
4 and presented to the principal office or permanent branch  
5 office of the Board, the election authority, or the local  
6 election official, as the case may be, not later than the date  
7 for certification of candidates for the ballot. No name so  
8 withdrawn shall be printed upon the ballots under the party  
9 appellation or title from which the candidate has withdrawn his  
10 name. If such a request for withdrawal is received after the  
11 date for certification of the candidates for the ballot, then  
12 the votes cast for the withdrawn candidate are invalid and  
13 shall not be reported by the election authority. If the name of  
14 the same person has been presented as a candidate for 2 or more  
15 offices which are incompatible so that the same person could  
16 not serve in more than one of such offices if elected, that  
17 person must withdraw as a candidate for all but one of such  
18 offices within the 5 business days following the last day for  
19 petition filing. If he fails to withdraw as a candidate for all  
20 but one of such offices within such time, his name shall not be  
21 certified, nor printed on the ballot, for any office. However,  
22 nothing in this section shall be construed as precluding a  
23 judge who is seeking retention in office from also being a  
24 candidate for another judicial office. Except as otherwise  
25 herein provided, in case the certificate of nomination or  
26 petition as provided for in this Article shall contain or

1 exhibit the name of any candidate for any office upon more than  
2 one of said certificates or petitions (for the same office),  
3 then and in that case the Board or election authority or local  
4 election official, as the case may be, shall immediately notify  
5 said candidate of said fact and that his name appears  
6 unlawfully upon more than one of said certificates or petitions  
7 and that within 3 days from the receipt of said notification,  
8 said candidate must elect as to which of said political party  
9 appellations or groups he desires his name to appear and remain  
10 under upon said ballot, and if said candidate refuses, fails or  
11 neglects to make such election, then and in that case the Board  
12 or election authority or local election official, as the case  
13 may be, shall permit the name of said candidate to appear or be  
14 printed or placed upon said ballot only under the political  
15 party appellation or group appearing on the certificate of  
16 nomination or petition, as the case may be, first filed, and  
17 shall strike or cause to be stricken the name of said candidate  
18 from all certificates of nomination and petitions filed after  
19 the first such certificate of nomination or petition.

20 Whenever the name of a candidate for an office is withdrawn  
21 from a new political party petition, it shall constitute a  
22 vacancy in nomination for that office which may be filled in  
23 accordance with Section 10-11 of this Article; provided, that  
24 if the names of all candidates for all offices on a new  
25 political party petition are withdrawn or such petition is  
26 declared invalid by an electoral board or upon judicial review,

1 no vacancies in nomination for those offices shall exist and  
2 the filing of any notice or resolution purporting to fill  
3 vacancies in nomination shall have no legal effect.

4 Whenever the name of an independent candidate for an office  
5 is withdrawn or an independent candidate's petition is declared  
6 invalid by an electoral board or upon judicial review, no  
7 vacancy in nomination for that office shall exist and the  
8 filing of any notice or resolution purporting to fill a vacancy  
9 in nomination shall have no legal effect.

10 All certificates of nomination and nomination papers when  
11 presented or filed shall be open, under proper regulation, to  
12 public inspection, and the State Board of Elections and the  
13 several election authorities and local election officials  
14 having charge of nomination papers shall preserve the same in  
15 their respective offices not less than 6 months.

16 (Source: P.A. 98-115, eff. 7-29-13.)

17 (10 ILCS 5/10-9) (from Ch. 46, par. 10-9)

18 Sec. 10-9. The following electoral boards are designated  
19 for the purpose of hearing and passing upon the objector's  
20 petition described in Section 10-8.

21 1. The State Board of Elections will hear and pass upon  
22 objections to the nominations of candidates for State  
23 offices, nominations of candidates for congressional or 7  
24 legislative offices that are in more than one county or are  
25 wholly located within a single county with a population of

1       less than 3,000,000 and judicial offices of districts,  
2       subcircuits, or circuits situated in more than one county,  
3       nominations of candidates for the offices of State's  
4       attorney or regional superintendent of schools to be  
5       elected from more than one county, and petitions for  
6       proposed amendments to the Constitution of the State of  
7       Illinois as provided for in Section 3 of Article XIV of the  
8       Constitution.

9           2. The county officers electoral board of a county with  
10       a population of less than 3,000,000 to hear and pass upon  
11       objections to the nominations of candidates for county  
12       offices, ~~for congressional, legislative~~ and judicial  
13       offices of a district, subcircuit, or circuit coterminous  
14       with or less than a county, for any school district  
15       offices, for the office of multi-township assessor where  
16       candidates for such office are nominated in accordance with  
17       this Code, and for all special district offices, shall be  
18       composed of the county clerk, or an assistant designated by  
19       the county clerk, the State's attorney of the county or an  
20       Assistant State's Attorney designated by the State's  
21       Attorney, and the clerk of the circuit court, or an  
22       assistant designated by the clerk of the circuit court, of  
23       the county, of whom the county clerk or his designee shall  
24       be the chairman, except that in any county which has  
25       established a county board of election commissioners that  
26       board shall constitute the county officers electoral board

1 ex-officio. If a school district is located in 2 or more  
2 counties, the county officers electoral board of the county  
3 in which the principal office of the school district is  
4 located shall hear and pass upon objections to nominations  
5 of candidates for school district office in that school  
6 district.

7 2.5. The county officers electoral board of a county  
8 with a population of 3,000,000 or more to hear and pass  
9 upon objections to the nominations of candidates for county  
10 offices, candidates for congressional and legislative  
11 offices if the district is wholly within a county with a  
12 population of 3,000,000 or more, unless the district is  
13 wholly or partially within the jurisdiction of a municipal  
14 board of election commissioners, and judicial offices of a  
15 district, subcircuit, or circuit coterminous with or less  
16 than a county, for any school district offices, for the  
17 office of multi-township assessor where candidates for  
18 such office are nominated in accordance with this Code, and  
19 for all special district offices, shall be composed of the  
20 county clerk, or an assistant designated by the county  
21 clerk, the State's attorney of the county or an Assistant  
22 State's Attorney designated by the State's Attorney, and  
23 the clerk of the circuit court, or an assistant designated  
24 by the clerk of the circuit court, of the county, of whom  
25 the county clerk or his designee shall be the chairman,  
26 except that in any county which has established a county

1       board of election commissioners that board shall  
2       constitute the county officers electoral board ex-officio.  
3       If a school district is located in 2 or more counties, the  
4       county officers electoral board of the county in which the  
5       principal office of the school district is located shall  
6       hear and pass upon objections to nominations of candidates  
7       for school district office in that school district.

8           3. The municipal officers electoral board to hear and  
9       pass upon objections to the nominations of candidates for  
10      officers of municipalities shall be composed of the mayor  
11      or president of the board of trustees of the city, village  
12      or incorporated town, and the city, village or incorporated  
13      town clerk, and one member of the city council or board of  
14      trustees, that member being designated who is eligible to  
15      serve on the electoral board and has served the greatest  
16      number of years as a member of the city council or board of  
17      trustees, of whom the mayor or president of the board of  
18      trustees shall be the chairman.

19           4. The township officers electoral board to pass upon  
20      objections to the nominations of township officers shall be  
21      composed of the township supervisor, the town clerk, and  
22      that eligible town trustee elected in the township who has  
23      had the longest term of continuous service as town trustee,  
24      of whom the township supervisor shall be the chairman.

25           5. The education officers electoral board to hear and  
26      pass upon objections to the nominations of candidates for

1 offices in community college districts shall be composed of  
2 the presiding officer of the community college district  
3 board, who shall be the chairman, the secretary of the  
4 community college district board and the eligible elected  
5 community college board member who has the longest term of  
6 continuous service as a board member.

7 6. In all cases, however, where the Congressional,  
8 Legislative, or Representative district is wholly or  
9 partially within the jurisdiction of a single municipal  
10 board of election commissioners in Cook County and in all  
11 cases where the school district or special district is  
12 wholly within the jurisdiction of a municipal board of  
13 election commissioners and in all cases where the  
14 municipality or township is wholly or partially within the  
15 jurisdiction of a municipal board of election  
16 commissioners, the board of election commissioners shall  
17 ex-officio constitute the electoral board.

18 For special districts situated in more than one county, the  
19 county officers electoral board of the county in which the  
20 principal office of the district is located has jurisdiction to  
21 hear and pass upon objections. For purposes of this Section,  
22 "special districts" means all political subdivisions other  
23 than counties, municipalities, townships and school and  
24 community college districts.

25 In the event that any member of the appropriate board is a  
26 candidate for the office with relation to which the objector's

1 petition is filed, he shall not be eligible to serve on that  
2 board and shall not act as a member of the board and his place  
3 shall be filled as follows:

4 a. In the county officers electoral board by the county  
5 treasurer, and if he or she is ineligible to serve, by the  
6 sheriff of the county.

7 b. In the municipal officers electoral board by the  
8 eligible elected city council or board of trustees member  
9 who has served the second greatest number of years as a  
10 city council or board of trustees member.

11 c. In the township officers electoral board by the  
12 eligible elected town trustee who has had the second  
13 longest term of continuous service as a town trustee.

14 d. In the education officers electoral board by the  
15 eligible elected community college district board member  
16 who has had the second longest term of continuous service  
17 as a board member.

18 In the event that the chairman of the electoral board is  
19 ineligible to act because of the fact that he or she is a  
20 candidate for the office with relation to which the objector's  
21 petition is filed, then the substitute chosen under the  
22 provisions of this Section shall be the chairman; In this case,  
23 the officer or board with whom the objector's petition is  
24 filed, shall transmit the certificate of nomination or  
25 nomination papers as the case may be, and the objector's  
26 petition to the substitute chairman of the electoral board.

1           When 2 or more eligible individuals, by reason of their  
2 terms of service on a city council or board of trustees,  
3 township board of trustees, or community college district  
4 board, qualify to serve on an electoral board, the one to serve  
5 shall be chosen by lot.

6           Any vacancies on an electoral board not otherwise filled  
7 pursuant to this Section shall be filled by public members  
8 appointed by the Chief Judge of the Circuit Court for the  
9 county wherein the electoral board hearing is being held upon  
10 notification to the Chief Judge of such vacancies. The Chief  
11 Judge shall be so notified by a member of the electoral board  
12 or the officer or board with whom the objector's petition was  
13 filed. In the event that none of the individuals designated by  
14 this Section to serve on the electoral board are eligible, the  
15 chairman of an electoral board shall be designated by the Chief  
16 Judge.

17       (Source: P.A. 98-115, eff. 7-29-13.)

18           (10 ILCS 5/11-4.1) (from Ch. 46, par. 11-4.1)

19           Sec. 11-4.1. (a) In appointing polling places under this  
20 Article, the county board or board of election commissioners  
21 shall, insofar as they are convenient and available, use  
22 schools and other public buildings as polling places.

23           (b) Upon request of the county board or board of election  
24 commissioners, the proper agency of government (including  
25 school districts and units of local government) shall make a

1 public building under its control available for use as a  
2 polling place on an election day and for a reasonably necessary  
3 time before and after election day, without charge. If the  
4 county board or board of election commissioners chooses a  
5 school to be a polling place, then the school district must  
6 make the school available for use as a polling place. However,  
7 for the day of the election, a school district is encouraged to  
8 (i) close the school or (ii) hold a teachers institute on that  
9 day with students not in attendance.

10 (c) A government agency which makes a public building under  
11 its control available for use as a polling place shall (i)  
12 ensure the portion of the building to be used as the polling  
13 place is accessible to handicapped and elderly voters and (ii)  
14 allow the election authority to administer the election as  
15 authorized under this Code.

16 (d) If a qualified elector's precinct polling place is a  
17 school and the elector will be unable to enter that polling  
18 place without violating Section 11-9.3 of the Criminal Code of  
19 2012 because the elector is a child sex offender as defined in  
20 Section 11-9.3 of the Criminal Code of 2012, that elector may  
21 vote by a vote by mail ~~absentee~~ ballot in accordance with  
22 Article 19 of this Code or may vote early in accordance with  
23 Article 19A of this Code.

24 (Source: P.A. 97-1150, eff. 1-25-13; 98-773, eff. 7-18-14.)

1           Sec. 11-7. For the purpose of the conduct of any  
2 consolidated election, consolidated primary election, special  
3 municipal primary election or emergency referendum, an  
4 election authority may cluster up to four contiguous precincts  
5 as provided in this Section, which shall constitute a clustered  
6 voting zone. The common polling place for the clustered voting  
7 zone shall be located within the territory comprising the  
8 clustered precincts. Unless the election authority specifies a  
9 larger number, only one election judge shall be appointed for  
10 each of the precincts in each clustered voting zone.

11           The judges so appointed may not all be affiliated with the  
12 same political party.

13           The conduct of an election in a clustered voting zone shall  
14 be under the general supervision of all the judges of election  
15 designated to serve in the clustered voting zone. The  
16 designated judges may perform the duties of election judges for  
17 the entire clustered voting zone. However, the requirements of  
18 Section 17-14 shall apply to voter assistance, the requirements  
19 of Section 24-10 shall apply to voter instruction, the  
20 requirement of Section 24A-10 shall apply to examination of  
21 vote by mail ~~absentee~~ ballots, and any disputes as to  
22 entitlement to vote, challenges, counting of ballots or other  
23 matters pertaining directly to voting shall be decided by those  
24 designated judges appointed for the precinct in which the  
25 affected voter resides or the disputed vote is to be counted.

26           This Section does not apply to any elections in

1 municipalities with more than 1,000,000 inhabitants.

2 (Source: P.A. 90-358, eff. 1-1-98.)

3 (10 ILCS 5/12-1) (from Ch. 46, par. 12-1)

4 Sec. 12-1. At least 60 days prior to each general and  
5 consolidated election, the election authority shall provide  
6 public notice, calculated to reach elderly and handicapped  
7 voters, of the availability of registration and voting aids  
8 under the Federal Voting Accessibility for the Elderly and  
9 Handicapped Act, of the availability of assistance in marking  
10 the ballot, procedures for voting by vote by mail ~~absentee~~  
11 ballot, and procedures for voting early by personal appearance.

12 At least 30 days before any general election, and at least  
13 20 days before any special congressional election, the county  
14 clerk shall publish a notice of the election in 2 or more  
15 newspapers published in the county, city, village,  
16 incorporated town or town, as the case may be, or if there is  
17 no such newspaper, then in any 2 or more newspapers published  
18 in the county and having a general circulation throughout the  
19 community. The notice may be substantially as follows:

20 Notice is hereby given that on (give date), at (give the  
21 place of holding the election and the name of the precinct or  
22 district) in the county of (name county), an election will be  
23 held for (give the title of the several offices to be filled),  
24 which election will be open at 6:00 a.m. and continued open  
25 until 7:00 p.m. of that day.

1 Dated at .... on (insert date).

2 (Source: P.A. 94-645, eff. 8-22-05.)

3 (10 ILCS 5/13-1) (from Ch. 46, par. 13-1)

4 Sec. 13-1. In counties not under township organization, the  
5 county board of commissioners shall at its meeting in July in  
6 each even-numbered year appoint in each election precinct 5  
7 capable and discreet persons meeting the qualifications of  
8 Section 13-4 to be judges of election. Where neither voting  
9 machines nor electronic, mechanical or electric voting systems  
10 are used, the county board may, for any precinct with respect  
11 to which the board considers such action necessary or desirable  
12 in view of the number of voters, and shall for general  
13 elections for any precinct containing more than 600 registered  
14 voters, appoint in addition to the 5 judges of election a team  
15 of 5 tally judges. In such precincts the judges of election  
16 shall preside over the election during the hours the polls are  
17 open, and the tally judges, with the assistance of the holdover  
18 judges designated pursuant to Section 13-6.2, shall count the  
19 vote after the closing of the polls. However, the County Board  
20 of Commissioners may appoint 3 judges of election to serve in  
21 lieu of the 5 judges of election otherwise required by this  
22 Section to serve in any emergency referendum, or in any  
23 odd-year regular election or in any special primary or special  
24 election called for the purpose of filling a vacancy in the  
25 office of representative in the United States Congress or to

1 nominate candidates for such purpose. The tally judges shall  
2 possess the same qualifications and shall be appointed in the  
3 same manner and with the same division between political  
4 parties as is provided for judges of election.

5 In addition to such precinct judges, the county board of  
6 commissioners shall appoint special panels of 3 judges each,  
7 who shall possess the same qualifications and shall be  
8 appointed in the same manner and with the same division between  
9 political parties as is provided for other judges of election.  
10 The number of such panels of judges required shall be  
11 determined by regulations of the State Board of Elections which  
12 shall base the required numbers of special panels on the number  
13 of registered voters in the jurisdiction or the number of vote  
14 by mail ~~absentee~~ ballots voted at recent elections, or any  
15 combination of such factors.

16 Such appointment shall be confirmed by the court as  
17 provided in Section 13-3 of this Article. No more than 3  
18 persons of the same political party shall be appointed judges  
19 of the same election precinct or election judge panel. The  
20 appointment shall be made in the following manner: The county  
21 board of commissioners shall select and approve 3 persons as  
22 judges of election in each election precinct from a certified  
23 list, furnished by the chairman of the County Central Committee  
24 of the first leading political party in such precinct; and the  
25 county board of commissioners shall also select and approve 2  
26 persons as judges of election in each election precinct from a

1 certified list, furnished by the chairman of the County Central  
2 Committee of the second leading political party. However, if  
3 only 3 judges of election serve in each election precinct, no  
4 more than 2 persons of the same political party shall be judges  
5 of election in the same election precinct; and which political  
6 party is entitled to 2 judges of election and which political  
7 party is entitled to one judge of election shall be determined  
8 in the same manner as set forth in the next two preceding  
9 sentences with regard to 5 election judges in each precinct.  
10 Such certified list shall be filed with the county clerk not  
11 less than 10 days before the annual meeting of the county board  
12 of commissioners. Such list shall be arranged according to  
13 precincts. The chairman of each county central committee shall,  
14 insofar as possible, list persons who reside within the  
15 precinct in which they are to serve as judges. However, he may,  
16 in his sole discretion, submit the names of persons who reside  
17 outside the precinct but within the county embracing the  
18 precinct in which they are to serve. He must, however, submit  
19 the names of at least 2 residents of the precinct for each  
20 precinct in which his party is to have 3 judges and must submit  
21 the name of at least one resident of the precinct for each  
22 precinct in which his party is to have 2 judges. The county  
23 board of commissioners shall acknowledge in writing to each  
24 county chairman the names of all persons submitted on such  
25 certified list and the total number of persons listed thereon.  
26 If no such list is filed or such list is incomplete (that is,

1 no names or an insufficient number of names are furnished for  
2 certain election precincts), the county board of commissioners  
3 shall make or complete such list from the names contained in  
4 the supplemental list provided for in Section 13-1.1. The  
5 election judges shall hold their office for 2 years from their  
6 appointment, and until their successors are duly appointed in  
7 the manner provided in this Act. The county board of  
8 commissioners shall fill all vacancies in the office of judge  
9 of election at any time in the manner provided in this Act.

10 (Source: P.A. 94-1000, eff. 7-3-06.)

11 (10 ILCS 5/13-1.1) (from Ch. 46, par. 13-1.1)

12 Sec. 13-1.1. In addition to the list provided for in  
13 Section 13-1 or 13-2, the chairman of the county central  
14 committee, or each township committeeperson in a county with a  
15 population of more than 3,000,000, of each of the two leading  
16 political parties shall submit to the county board a  
17 supplemental list, arranged according to precincts in which  
18 they are to serve, of persons available as judges of election,  
19 the names and number of all persons listed thereon to be  
20 acknowledged in writing to the county chairman or township  
21 committeeperson, as the case may be, submitting such list by  
22 the county board. Vacancies among the judges of election shall  
23 be filled by selection from this supplemental list of persons  
24 qualified under Section 13-4. If the list provided for in  
25 Section 13-1 or 13-2 for any precinct is exhausted, then

1 selection shall be made from the supplemental list submitted by  
2 the chairman of the county central committee, or each township  
3 committeeperson in a county with a population of more than  
4 3,000,000, of the party. If such supplemental list is exhausted  
5 for any precinct, then selection shall be made from any of the  
6 persons on the supplemental list without regard to the  
7 precincts in which they are listed to serve. No selection or  
8 appointment from the supplemental list shall be made more than  
9 21 days prior to the date of precinct registration for those  
10 judges needed as precinct registrars, and more than 60 ~~45~~ days  
11 prior to the date of an election for those additional persons  
12 needed as election judges. In any case where selection cannot  
13 be made from the supplemental list without violating Section  
14 13-4, selection shall be made from outside the supplemental  
15 list of some person qualified under Section 13-4.

16 (Source: P.A. 93-574, eff. 8-21-03.)

17 (10 ILCS 5/13-2) (from Ch. 46, par. 13-2)

18 Sec. 13-2. In counties under the township organization the  
19 county board shall at its meeting in July in each even-numbered  
20 year except in counties containing a population of 3,000,000  
21 inhabitants or over and except when such judges are appointed  
22 by election commissioners, select in each election precinct in  
23 the county, 5 capable and discreet persons to be judges of  
24 election who shall possess the qualifications required by this  
25 Act for such judges. Where neither voting machines nor

1 electronic, mechanical or electric voting systems are used, the  
2 county board may, for any precinct with respect to which the  
3 board considers such action necessary or desirable in view of  
4 the number of voters, and shall for general elections for any  
5 precinct containing more than 600 registered voters, appoint in  
6 addition to the 5 judges of election a team of 5 tally judges.  
7 In such precincts the judges of election shall preside over the  
8 election during the hours the polls are open, and the tally  
9 judges, with the assistance of the holdover judges designated  
10 pursuant to Section 13-6.2, shall count the vote after the  
11 closing of the polls. The tally judges shall possess the same  
12 qualifications and shall be appointed in the same manner and  
13 with the same division between political parties as is provided  
14 for judges of election.

15 However, the county board may appoint 3 judges of election  
16 to serve in lieu of the 5 judges of election otherwise required  
17 by this Section to serve in any emergency referendum, or in any  
18 odd-year regular election or in any special primary or special  
19 election called for the purpose of filling a vacancy in the  
20 office of representative in the United States Congress or to  
21 nominate candidates for such purpose.

22 In addition to such precinct judges, the county board shall  
23 appoint special panels of 3 judges each, who shall possess the  
24 same qualifications and shall be appointed in the same manner  
25 and with the same division between political parties as is  
26 provided for other judges of election. The number of such

1 panels of judges required shall be determined by regulations of  
2 the State Board of Elections, which shall base the required  
3 number of special panels on the number of registered voters in  
4 the jurisdiction or the number of absentee ballots voted at  
5 recent elections or any combination of such factors.

6 No more than 3 persons of the same political party shall be  
7 appointed judges in the same election district or undivided  
8 precinct. The election of the judges of election in the various  
9 election precincts shall be made in the following manner: The  
10 county board shall select and approve 3 of the election judges  
11 in each precinct from a certified list furnished by the  
12 chairman of the County Central Committee of the first leading  
13 political party in such election precinct and shall also select  
14 and approve 2 judges of election in each election precinct from  
15 a certified list furnished by the chairman of the County  
16 Central Committee of the second leading political party in such  
17 election precinct. However, if only 3 judges of election serve  
18 in each election precinct, no more than 2 persons of the same  
19 political party shall be judges of election in the same  
20 election precinct; and which political party is entitled to 2  
21 judges of election and which political party is entitled to one  
22 judge of election shall be determined in the same manner as set  
23 forth in the next two preceding sentences with regard to 5  
24 election judges in each precinct. The respective County Central  
25 Committee chairman shall notify the county board by June 1 of  
26 each odd-numbered year immediately preceding the annual

1 meeting of the county board whether or not such certified list  
2 will be filed by such chairman. Such list shall be arranged  
3 according to precincts. The chairman of each county central  
4 committee shall, insofar as possible, list persons who reside  
5 within the precinct in which they are to serve as judges.  
6 However, he may, in his sole discretion, submit the names of  
7 persons who reside outside the precinct but within the county  
8 embracing the precinct in which they are to serve. He must,  
9 however, submit the names of at least 2 residents of the  
10 precinct for each precinct in which his party is to have 3  
11 judges and must submit the name of at least one resident of the  
12 precinct for each precinct in which his party is to have 2  
13 judges. Such certified list, if filed, shall be filed with the  
14 county clerk not less than 20 days before the annual meeting of  
15 the county board. The county board shall acknowledge in writing  
16 to each county chairman the names of all persons submitted on  
17 such certified list and the total number of persons listed  
18 thereon. If no such list is filed or the list is incomplete  
19 (that is, no names or an insufficient number of names are  
20 furnished for certain election precincts), the county board  
21 shall make or complete such list from the names contained in  
22 the supplemental list provided for in Section 13-1.1. Provided,  
23 further, that in any case where a township has been or shall be  
24 redistricted, in whole or in part, subsequent to one general  
25 election for Governor, and prior to the next, the judges of  
26 election to be selected for all new or altered precincts shall

1 be selected in that one of the methods above detailed, which  
2 shall be applicable according to the facts and circumstances of  
3 the particular case, but the majority of such judges for each  
4 such precinct shall be selected from the first leading  
5 political party, and the minority judges from the second  
6 leading political party. Provided, further, that in counties  
7 having a population of 3,000,000 ~~1,000,000~~ inhabitants or over  
8 the selection of judges of election shall be made in the same  
9 manner in all respects as in other counties, except that the  
10 provisions relating to tally judges are inapplicable to such  
11 counties and except that the county board shall meet during the  
12 month of January for the purpose of making such selection, each  
13 township committeeperson shall assume the responsibilities  
14 given to the chairman of the county central committee in this  
15 Section for the precincts within his or her township, and the  
16 township committeeperson ~~chairman of each county central~~  
17 ~~committee~~ shall notify the county board by the preceding  
18 October 1 whether or not the certified list will be filed. Such  
19 judges of election shall hold their office for 2 years from  
20 their appointment and until their successors are duly appointed  
21 in the manner provided in this Act. The county board shall fill  
22 all vacancies in the office of judges of elections at any time  
23 in the manner herein provided.

24 Such selections under this Section shall be confirmed by  
25 the circuit court as provided in Section 13-3 of this Article.

26 (Source: P.A. 94-1000, eff. 7-3-06.)

1 (10 ILCS 5/13-10) (from Ch. 46, par. 13-10)

2 Sec. 13-10. The compensation of the judges of all primaries  
3 and all elections, except judges supervising vote by mail  
4 ~~absentee~~ ballots as provided in Section 19-12.2 of this Act, in  
5 counties of less than 600,000 inhabitants shall be fixed by the  
6 respective county boards or boards of election commissioners in  
7 all counties and municipalities, but in no case shall such  
8 compensation be less than \$35 per day. The compensation of  
9 judges of all primaries and all elections not under the  
10 jurisdiction of the county clerk, except judges supervising  
11 vote by mail ~~absentee~~ balloting as provided in Section 19-12.2  
12 of this Act, in counties having a population of 2,000,000 or  
13 more shall be not less than \$60 per day. The compensation of  
14 judges of all primaries and all elections under the  
15 jurisdiction of the county clerk, except judges supervising  
16 vote by mail ~~absentee~~ balloting as provided in Section 19-12.2  
17 of this Act, in counties having a population of 2,000,000 or  
18 more shall be not less than \$60 per day. The compensation of  
19 judges of all primaries and all elections, except judges  
20 supervising vote by mail ~~absentee~~ ballots as provided in  
21 Section 19-12.2 of this Act, in counties having a population of  
22 at least 600,000 but less than 2,000,000 inhabitants shall be  
23 not less than \$45 per day as fixed by the county board of  
24 election commissioners of each such county. In addition to  
25 their per day compensation and notwithstanding the limitations

1 thereon stated herein, the judges of election, in all counties  
2 with a population of less than 600,000, shall be paid \$3 each  
3 for each 100 voters or portion thereof, in excess of 200 voters  
4 voting for candidates in the election district or precinct  
5 wherein the judge is serving, whether a primary or an election  
6 is being held. However, no such extra compensation shall be  
7 paid to the judges of election in any precinct in which no  
8 paper ballots are counted by such judges of election. The 2  
9 judges of election in counties having a population of less than  
10 600,000 who deliver the returns to the county clerk shall each  
11 be allowed and paid a sum to be determined by the election  
12 authority for such services and an additional sum per mile to  
13 be determined by the election authority for every mile  
14 necessarily travelled in going to and returning from the office  
15 or place to which they deliver the returns. The compensation  
16 for mileage shall be consistent with current rates paid for  
17 mileage to employees of the county.

18 However, all judges who have been certified by the County  
19 Clerk or Board of Election Commissioners as having  
20 satisfactorily completed, within the 2 years preceding the day  
21 of election, the training course for judges of election, as  
22 provided in Sections 13-2.1, 13-2.2 and 14-4.1 of this Act,  
23 shall receive additional compensation of not less than \$10 per  
24 day in counties of less than 600,000 inhabitants, the  
25 additional compensation of not less than \$10 per day in  
26 counties having a population of at least 600,000 but less than

1 2,000,000 inhabitants as fixed by the county board of election  
2 commissioners of each such county, and additional compensation  
3 of not less than \$20 per day in counties having a population of  
4 2,000,000 or more for primaries and elections not under the  
5 jurisdiction of the county clerk, and additional compensation  
6 of not less than \$20 per day in counties having a population of  
7 2,000,000 or more for primaries and elections under the  
8 jurisdiction of the county clerk.

9 In precincts in which there are tally judges, the  
10 compensation of the tally judges shall be 2/3 of that of the  
11 judges of election and each holdover judge shall be paid the  
12 compensation of a judge of election plus that of a tally judge.

13 Beginning on the effective date of this amendatory Act of  
14 1998, the portion of an election judge's daily compensation  
15 reimbursed by the State Board of Elections is increased by \$15.  
16 The increase provided by this amendatory Act of 1998 must be  
17 used to increase each judge's compensation and may not be used  
18 by the county to reduce its portion of a judge's compensation.

19 Beginning on the effective date of this amendatory Act of  
20 the 95th General Assembly, the portion of an election judge's  
21 daily compensation reimbursement by the State Board of  
22 Elections is increased by an additional \$20. The increase  
23 provided by this amendatory Act of the 95th General Assembly  
24 must be used to increase each judge's compensation and may not  
25 be used by the election authority or election jurisdiction to  
26 reduce its portion of a judge's compensation.

1 (Source: P.A. 95-699, eff. 11-9-07.)

2 (10 ILCS 5/14-3.1) (from Ch. 46, par. 14-3.1)

3 Sec. 14-3.1. The board of election commissioners shall,  
4 during the month of July of each even-numbered year, select for  
5 each election precinct within the jurisdiction of the board 5  
6 persons to be judges of election who shall possess the  
7 qualifications required by this Act for such judges. The  
8 selection shall be made by a county board of election  
9 commissioners in the following manner: the county board of  
10 election commissioners shall select and approve 3 persons as  
11 judges of election in each election precinct from a certified  
12 list furnished by the chairman of the county central committee  
13 of the first leading political party in that precinct; the  
14 county board of election commissioners also shall select and  
15 approve 2 persons as judges of election in each election  
16 precinct from a certified list furnished by the chairman of the  
17 county central committee of the second leading political party  
18 in that precinct. The selection by a municipal board of  
19 election commissioners shall be made in the following manner:  
20 for each precinct, 3 judges shall be selected from one of the 2  
21 leading political parties and the other 2 judges shall be  
22 selected from the other leading political party; the parties  
23 entitled to 3 and 2 judges, respectively, in the several  
24 precincts shall be determined as provided in Section 14-4.  
25 However, a Board of Election Commissioners may appoint three

1 judges of election to serve in lieu of the 5 judges of election  
2 otherwise required by this Section to serve in any emergency  
3 referendum, or in any odd-year regular election or in any  
4 special primary or special election called for the purpose of  
5 filling a vacancy in the office of representative in the United  
6 States Congress or to nominate candidates for such purpose.

7 If only 3 judges of election serve in each election  
8 precinct, no more than 2 persons of the same political party  
9 shall be judges of election in the same election precinct, and  
10 which political party is entitled to 2 judges of election and  
11 which political party is entitled to one judge of election  
12 shall be determined as set forth in this Section for a county  
13 board of election commissioners' selection of 5 election judges  
14 in each precinct or in Section 14-4 for a municipal board of  
15 election commissioners' selection of election judges in each  
16 precinct, whichever is appropriate. In addition to such  
17 precinct judges, the board of election commissioners shall  
18 appoint special panels of 3 judges each, who shall possess the  
19 same qualifications and shall be appointed in the same manner  
20 and with the same division between political parties as is  
21 provided for other judges of election. The number of such  
22 panels of judges required shall be determined by regulation of  
23 the State Board of Elections, which shall base the required  
24 number of special panels on the number of registered voters in  
25 the jurisdiction or the number of absentee ballots voted at  
26 recent elections or any combination of such factors. A

1 municipal board of election commissioners shall make the  
2 selections of persons qualified under Section 14-1 from  
3 certified lists furnished by the chairman of the respective  
4 county central committees, or each ward committeeperson in a  
5 municipality of 500,000 or more inhabitants, of the 2 leading  
6 political parties. Lists furnished by chairmen of county  
7 central committees or ward committeepersons, as the case may  
8 be, under this Section shall be arranged according to  
9 precincts. The chairman of each county central committee or  
10 ward committeepersons, as the case may be, shall, insofar as  
11 possible, list persons who reside within the precinct in which  
12 they are to serve as judges. However, he may, in his sole  
13 discretion, submit the names of persons who reside outside the  
14 precinct but within the county embracing the precinct in which  
15 they are to serve. He must, however, submit the names of at  
16 least 2 residents of the precinct for each precinct in which  
17 his party is to have 3 judges and must submit the name of at  
18 least one resident of the precinct for each precinct in which  
19 his party is to have 2 judges. The board of election  
20 commissioners shall no later than March 1 of each even-numbered  
21 year notify the chairmen of the respective county central  
22 committees or ward committeepersons, as the case may be, of  
23 their responsibility to furnish such lists, and each such  
24 chairman shall furnish the board of election commissioners with  
25 the list for his party on or before May 1 of each even-numbered  
26 year. The board of election commissioners shall acknowledge in

1 writing to each county chairman or ward committeepersons, as  
2 the case may be, the names of all persons submitted on such  
3 certified list and the total number of persons listed thereon.  
4 If no such list is furnished or if no names or an insufficient  
5 number of names are furnished for certain precincts, the board  
6 of election commissioners shall make or complete such list from  
7 the names contained in the supplemental list provided for in  
8 Section 14-3.2. Judges of election shall hold their office for  
9 2 years from their appointment and until their successors are  
10 duly appointed in the manner herein provided. The board of  
11 election commissioners shall, subject to the provisions of  
12 Section 14-3.2, fill all vacancies in the office of judges of  
13 election at any time in the manner herein provided.

14 Such selections under this Section shall be confirmed by  
15 the court as provided in Section 14-5.

16 (Source: P.A. 94-1000, eff. 7-3-06.)

17 (10 ILCS 5/14-3.2) (from Ch. 46, par. 14-3.2)

18 Sec. 14-3.2. In addition to the list provided for in  
19 Section 14-3.1, the chairman of the county central committee,  
20 or each ward committeeperson in a municipality of 500,000 or  
21 more inhabitants, of each of the 2 leading political parties  
22 shall furnish to the board of election commissioners a  
23 supplemental list, arranged according to precinct in which they  
24 are to serve, of persons available as judges of election, the  
25 names and number of all persons listed thereon to be

1 acknowledged in writing to the county chairman or ward  
2 committeepersons, as the case may be, submitting such list by  
3 the board of election commissioners. The board of election  
4 commissioners shall select from this supplemental list persons  
5 qualified under Section 14-1, to fill vacancies among the  
6 judges of election. If the list provided for in Section 14-3.1  
7 for any precinct is exhausted, then selection shall be made  
8 from the supplemental list furnished by the chairman of the  
9 county central committee or ward committeepersons, as the case  
10 may be, of the party. If such supplemental list is exhausted  
11 for any precinct, then selection shall be made from any of the  
12 persons on the supplemental list without regard to the  
13 precincts in which they are listed to serve. No selection or  
14 appointment from the supplemental list shall be made more than  
15 21 days prior to the date of precinct registration for those  
16 judges needed as precinct registrars, and more than 60 ~~45~~ days  
17 prior to the date of an election for those additional persons  
18 needed as election judges. In any case where selection cannot  
19 be made from the supplemental list without violating Section  
20 14-1, selection shall be made from outside the supplemental  
21 list of some person qualified under Section 14-1.

22 (Source: P.A. 93-574, eff. 8-21-03.)

23 (10 ILCS 5/16-5.01) (from Ch. 46, par. 16-5.01)

24 Sec. 16-5.01. (a) The election authority shall, at least 46  
25 days prior to the date of any election at which federal

1 officers are elected and 45 days prior to any other regular  
2 election, have a sufficient number of ballots printed so that  
3 such ballots will be available for mailing 45 days prior to the  
4 date of the election to persons who have filed application for  
5 a ballot under the provisions of Article 20 of this Act.

6 (b) If at any election at which federal offices are elected  
7 or nominated the election authority is unable to comply with  
8 the provisions of subsection (a), the election authority shall  
9 mail to each such person, in lieu of the ballot, a Special  
10 Write-in Vote by Mail ~~Absentee~~ Voter's Blank Ballot. The  
11 Special Write-in Vote by Mail ~~Absentee~~ Voter's Blank Ballot  
12 shall be used at all elections at which federal officers are  
13 elected or nominated and shall be prepared by the election  
14 authority in substantially the following form:

15 Special Write-in Vote by Mail ~~Absentee~~ Voter's Blank Ballot

16 (To vote for a person, write the title of the office and  
17 his or her name on the lines provided. Place to the left of and  
18 opposite the title of office a square and place a cross (X) in  
19 the square.)

20 Title of Office

Name of Candidate

21 ( )

22 ( )

23 ( )

24 ( )

25 ( )

26 ( )

1           The election authority shall send with the Special Write-in  
2 Vote by Mail ~~Absentee~~ Voter's Blank Ballot a list of all  
3 referenda for which the voter is qualified to vote and all  
4 candidates for whom nomination papers have been filed and for  
5 whom the voter is qualified to vote. The voter shall be  
6 entitled to write in the name of any candidate seeking election  
7 and any referenda for which he or she is entitled to vote.

8           On the back or outside of the ballot, so as to appear when  
9 folded, shall be printed the words "Official Ballot", the date  
10 of the election and a facsimile of the signature of the  
11 election authority who has caused the ballot to be printed.

12           The provisions of Article 20, insofar as they may be  
13 applicable to the Special Write-in Vote by Mail ~~Absentee~~  
14 Voter's Blank Ballot, shall be applicable herein.

15           (c) Notwithstanding any provision of this Code or other law  
16 to the contrary, the governing body of a municipality may  
17 adopt, upon submission of a written statement by the  
18 municipality's election authority attesting to the  
19 administrative ability of the election authority to administer  
20 an election using a ranked ballot to the municipality's  
21 governing body, an ordinance requiring, and that  
22 municipality's election authority shall prepare, a ranked vote  
23 by mail ~~absentee~~ ballot for municipal and township office  
24 candidates to be voted on in the consolidated election. This  
25 ranked ballot shall be for use only by a qualified voter who  
26 either is a member of the United States military or will be

1 outside of the United States on the consolidated primary  
2 election day and the consolidated election day. The ranked  
3 ballot shall contain a list of the titles of all municipal and  
4 township offices potentially contested at both the  
5 consolidated primary election and the consolidated election  
6 and the candidates for each office and shall permit the elector  
7 to vote in the consolidated election by indicating his or her  
8 order of preference for each candidate for each office. To  
9 indicate his or her order of preference for each candidate for  
10 each office, the voter shall put the number one next to the  
11 name of the candidate who is the voter's first choice, the  
12 number 2 for his or her second choice, and so forth so that, in  
13 consecutive numerical order, a number indicating the voter's  
14 preference is written by the voter next to each candidate's  
15 name on the ranked ballot. The voter shall not be required to  
16 indicate his or her preference for more than one candidate on  
17 the ranked ballot. The voter may not cast a write-in vote using  
18 the ranked ballot for the consolidated election. The election  
19 authority shall, if using the ranked vote by mail ~~absentee~~  
20 ballot authorized by this subsection, also prepare  
21 instructions for use of the ranked ballot. The ranked ballot  
22 for the consolidated election shall be mailed to the voter at  
23 the same time that the ballot for the consolidated primary  
24 election is mailed to the voter and the election authority  
25 shall accept the completed ranked ballot for the consolidated  
26 election when the authority accepts the completed ballot for

1 the consolidated primary election.

2 The voter shall also be sent a vote by mail ~~an absentee~~  
3 ballot for the consolidated election for those races that are  
4 not related to the results of the consolidated primary election  
5 as soon as the consolidated election ballot is certified.

6 The State Board of Elections shall adopt rules for election  
7 authorities for the implementation of this subsection,  
8 including but not limited to the application for and counting  
9 of ranked ballots.

10 (Source: P.A. 96-1004, eff. 1-1-11; 97-81, eff. 7-5-11.)

11 (10 ILCS 5/17-8) (from Ch. 46, par. 17-8)

12 Sec. 17-8. The county clerk shall provide in each polling  
13 place, so designated or provided a sufficient number of booths,  
14 which shall be provided with such supplies and conveniences,  
15 including shelves, pens, penholders, ink, blotters and  
16 pencils, as will enable the voter to prepare his ballot for  
17 voting, and in which voters may prepare their ballots screened  
18 from all observation as to the manner in which they do so. They  
19 shall be within plain view of election officers, and both they  
20 and the ballot boxes shall be within plain view of those within  
21 the proximity of the voting booths. Each of said booths shall  
22 have 3 sides enclosed, one side in front, to be closed with a  
23 curtain. Each side of each booth shall be 6 feet 4 inches and  
24 the curtain shall extend within 2 feet of the floor, which  
25 shall be closed while the voter is preparing his ballot. Each

1 booth shall be at least 32 inches square and shall contain a  
2 shelf at least one foot wide, at a convenient height for  
3 writing. No person other than the election officers and the  
4 challengers allowed by law, and those admitted for the purpose  
5 of voting as herein provided, shall be permitted within the  
6 proximity of the voting booths, (i) except by authority of the  
7 election officers to keep order and enforce the law and (ii)  
8 except that one or more children under the age of 18 may  
9 accompany their parent or guardian into the voting booth as  
10 long as a request to do so is made to the election officers  
11 and, in the sole discretion of the election officers, the child  
12 or children are not likely to disrupt or interfere with the  
13 voting process or influence the casting of a vote. The number  
14 of such voting booths shall not be less than one to every 75  
15 voters or fraction thereof who voted at the last preceding  
16 election in the precinct. The expense of providing booths and  
17 other things required in this Act shall be paid in the same  
18 manner as other election expenses.

19 Where electronic voting systems are used, a booth with a  
20 self-contained electronic voting device may be used. Each such  
21 booth shall have 3 sides enclosed and shall be equipped with a  
22 curtain for closing the front of the booth. The curtain must  
23 extend to within 2 feet of the floor. Each side shall be of  
24 such a height, in no event less than 5 feet, one inch, as to  
25 insure the secrecy of the voter. Each booth shall be at least  
26 32 inches square, provided, however, that where a booth is no

1 more than 23 inches wide and the sides of such booth extend  
2 from a point below the device to a height of 5 feet, one inch,  
3 at the front of the booth, and such booth insures that voters  
4 may prepare their ballots in secrecy, such booth may be used.  
5 If an election authority provides each polling place with  
6 stickers or emblems to be given to voters indicating that the  
7 person has voted, no person who has voted shall be denied such  
8 sticker or emblem.

9 (Source: P.A. 94-288, eff. 1-1-06.)

10 (10 ILCS 5/17-9) (from Ch. 46, par. 17-9)

11 Sec. 17-9. Any person desiring to vote shall give his name  
12 and, if required to do so, his residence to the judges of  
13 election, one of whom shall thereupon announce the same in a  
14 loud and distinct tone of voice, clear, and audible; the judges  
15 of elections shall check each application for ballot against  
16 the list of voters registered in that precinct to whom grace  
17 period, vote by mail ~~absentee~~, or early ballots have been  
18 issued for that election, which shall be provided by the  
19 election authority and which list shall be available for  
20 inspection by pollwatchers. A voter applying to vote in the  
21 precinct on election day whose name appears on the list as  
22 having been issued a grace period, vote by mail ~~absentee~~, or  
23 early ballot shall not be permitted to vote in the precinct,  
24 except that a voter to whom a vote by mail ~~an absentee~~ ballot  
25 was issued may vote in the precinct if the voter submits to the

1 election judges that vote by mail ~~absentee~~ ballot for  
2 cancellation. If the voter is unable to submit the vote by mail  
3 ~~absentee~~ ballot, it shall be sufficient for the voter to submit  
4 to the election judges (i) a portion of the vote by mail  
5 ~~absentee~~ ballot if the vote by mail ~~absentee~~ ballot was torn or  
6 mutilated or (ii) an affidavit executed before the election  
7 judges specifying that (A) the voter never received a vote by  
8 mail ~~an absentee~~ ballot or (B) the voter completed and returned  
9 a vote by mail ~~an absentee~~ ballot and was informed that the  
10 election authority did not receive that vote by mail ~~absentee~~  
11 ballot. All applicable provisions of Articles 4, 5 or 6 shall  
12 be complied with and if such name is found on the register of  
13 voters by the officer having charge thereof, he shall likewise  
14 repeat said name, and the voter shall be allowed to enter  
15 within the proximity of the voting booths, as above provided.  
16 One of the judges shall give the voter one, and only one of  
17 each ballot to be voted at the election, on the back of which  
18 ballots such judge shall indorse his initials in such manner  
19 that they may be seen when each such ballot is properly folded,  
20 and the voter's name shall be immediately checked on the  
21 register list. In those election jurisdictions where  
22 perforated ballot cards are utilized of the type on which  
23 write-in votes can be cast above the perforation, the election  
24 authority shall provide a space both above and below the  
25 perforation for the judge's initials, and the judge shall  
26 endorse his or her initials in both spaces. Whenever a proposal

1 for a constitutional amendment or for the calling of a  
2 constitutional convention is to be voted upon at the election,  
3 the separate blue ballot or ballots pertaining thereto shall,  
4 when being handed to the voter, be placed on top of the other  
5 ballots to be voted at the election in such manner that the  
6 legend appearing on the back thereof, as prescribed in Section  
7 16-6 of this Act, shall be plainly visible to the voter. At all  
8 elections, when a registry may be required, if the name of any  
9 person so desiring to vote at such election is not found on the  
10 register of voters, he or she shall not receive a ballot until  
11 he or she shall have complied with the law prescribing the  
12 manner and conditions of voting by unregistered voters. If any  
13 person desiring to vote at any election shall be challenged, he  
14 or she shall not receive a ballot until he or she shall have  
15 established his right to vote in the manner provided  
16 hereinafter; and if he or she shall be challenged after he has  
17 received his ballot, he shall not be permitted to vote until he  
18 or she has fully complied with such requirements of the law  
19 upon being challenged. Besides the election officer, not more  
20 than 2 voters in excess of the whole number of voting booths  
21 provided shall be allowed within the proximity of the voting  
22 booths at one time. The provisions of this Act, so far as they  
23 require the registration of voters as a condition to their  
24 being allowed to vote shall not apply to persons otherwise  
25 entitled to vote, who are, at the time of the election, or at  
26 any time within 60 days prior to such election have been

1 engaged in the military or naval service of the United States,  
 2 and who appear personally at the polling place on election day  
 3 and produce to the judges of election satisfactory evidence  
 4 thereof, but such persons, if otherwise qualified to vote,  
 5 shall be permitted to vote at such election without previous  
 6 registration.

7 All such persons shall also make an affidavit which shall  
 8 be in substantially the following form:

9 State of Illinois,)

10 ) ss.

11 County of .....)

12 ..... Precinct ..... Ward

13 I, ....., do solemnly swear (or affirm) that I am a citizen  
 14 of the United States, of the age of 18 years or over, and that  
 15 within the past 60 days prior to the date of this election at  
 16 which I am applying to vote, I have been engaged in the ....  
 17 (military or naval) service of the United States; and I am  
 18 qualified to vote under and by virtue of the Constitution and  
 19 laws of the State of Illinois, and that I am a legally  
 20 qualified voter of this precinct and ward except that I have,  
 21 because of such service, been unable to register as a voter;  
 22 that I now reside at .... (insert street and number, if any) in  
 23 this precinct and ward; that I have maintained a legal  
 24 residence in this precinct and ward for 30 days and in this  
 25 State 30 days next preceding this election.

26 .....



1 shall be transmitted with the returns of the elections to the  
2 county clerk or to the board of election commissioners, who  
3 shall preserve the said affidavits for the period of 6 months,  
4 during which period such affidavits shall be deemed public  
5 records and shall be freely open to examination as such.

6 (Source: P.A. 94-645, eff. 8-22-05; 94-1000, eff. 7-3-06.)

7 (10 ILCS 5/17-18.1) (from Ch. 46, par. 17-18.1)

8 Sec. 17-18.1. Wherever the judicial retention ballot to be  
9 used in any general election contains the names of more than 15  
10 judges on a separate paper ballot, the County Clerk or Board of  
11 Election Commissioners as the case may be, shall designate  
12 special judges of election for the purpose of tallying and  
13 canvassing the votes cast for and against the propositions for  
14 the retention of judges in office in such places and at such  
15 times as the County Clerk or Board of Election Commissioners  
16 determine. Special judges of election shall be designated from  
17 certified lists submitted by the respective chairmen of the  
18 county central committees of the two leading political parties.  
19 In the event that the County Clerk or Board of Election  
20 Commissioners as the case may be, decides that the counting of  
21 the retention ballots shall be performed in the precinct where  
22 such ballots are cast, 2 special judges of election shall be  
23 designated to tally and canvass the vote of each precinct with  
24 one being named from each of the 2 leading political parties.

25 In the event that the County Clerk or Board of Election

1 Commissioners decides that the judicial retention ballots from  
2 several precincts shall be tallied and canvassed in a central  
3 or common location, then each major political party shall be  
4 entitled to an equal number of special election judges in each  
5 such central or common location. The County Clerk or Board of  
6 Election Commissioners, as the case may be, shall inform, no  
7 later than 75 days prior to such election, the respective  
8 chairmen of the county central committees of the location or  
9 locations where the counting of retention ballots will be done,  
10 the number of names to be included on the certified lists, and  
11 the number of special election judges to be selected from those  
12 lists. If the certified list for either party is not submitted  
13 within thirty days after the chairmen have been so informed,  
14 the County Clerk or Board of Election Commissioners shall  
15 designate special judges of election for that party in whatever  
16 manner it determines.

17 The County Clerk or Board of Election Commissioners shall  
18 apply to the Circuit Court for the confirmation of the special  
19 judges of election designated under this Section. The court  
20 shall confirm or refuse to confirm such designations as the  
21 interest of the public may require. Those confirmed shall be  
22 officers of the court and subject to its disciplinary powers.

23 The County Clerk or Board of Election Commissioners shall,  
24 in the exercise of sound discretion, prescribe the forms,  
25 materials and supplies together with the procedures for  
26 completion and return thereof for use in such election by

1 special judges of election. The special judges of election  
2 designated under this Section shall have full responsibility  
3 and authority for tallying and canvassing the votes pertaining  
4 to the retention of judges and the return of ballots and  
5 supplies.

6 If the County Clerk or Board of Election Commissioners  
7 decides that the counting of the retention ballots shall be  
8 performed in the precinct where such ballots were cast, at  
9 least 2 ballot boxes shall be provided for paper retention  
10 ballots, one of which shall be used from the opening of the  
11 polls until 9:00 a.m. and from 12:00 noon until 3:00 p.m. and  
12 the second of which shall be used from 9:00 a.m. until 12:00  
13 noon and from 3:00 p.m. until the closing of the polls;  
14 provided that if additional ballot boxes are provided, the  
15 additional boxes shall be used instead of reusing boxes used  
16 earlier. At the close of each such period of use, a ballot box  
17 used for retention ballots shall be immediately unsealed and  
18 opened and the ballots therein counted and tallied by the  
19 special judges of election. After counting and tallying the  
20 retention ballots, the special judges of election shall place  
21 the counted ballots in a container provided for that purpose by  
22 the County Clerk or Board of Election Commissioners and clearly  
23 marked with the appropriate printing and shall thereupon seal  
24 such container. One such container shall be provided for each  
25 of the four time periods and clearly designated as the  
26 container for the respective period. The tally shall be

1 recorded on sheets provided by the County Clerk or Board of  
2 Election Commissioners and designated as tally sheets for the  
3 respective time periods. Before a ballot box may be reused, it  
4 shall in the presence of all of the judges of election be  
5 verified to be empty, whereupon it shall be resealed. After the  
6 close of the polls, and after the tally of votes cast by vote  
7 by mail ~~absentee~~ voters, the special judges of election shall  
8 add together the tallies of all the ballot boxes used  
9 throughout the day, and complete the canvass of votes for  
10 retention of judges in the manner established by this Act. All  
11 of these procedures shall be carried out within the clear view  
12 of the other judges of election. The sealed containers of used  
13 retention ballots shall be returned with other voted ballots to  
14 the County Clerk or Board of Election Commissioners in the  
15 manner provided by this Act.

16 The compensation of a special judge of election may not  
17 exceed \$30 per judge per precinct or district canvassed.

18 This Section does not affect any other office or the  
19 conduct of any other election held at the same time as the  
20 election for the retention of judges in office.

21 (Source: P.A. 81-850; 81-1149.)

22 (10 ILCS 5/17-19.2) (from Ch. 46, par. 17-19.2)

23 Sec. 17-19.2. Where a vacancy in nomination is filled  
24 pursuant to Section 7-61 or Section 10-11, the vote by mail  
25 ~~absentee~~ votes cast for the original candidate on the first

1 ballot shall not be counted. For this purpose, in those  
2 jurisdictions where electronic voting systems are used, the  
3 election authority shall determine a method by which the first  
4 ballots containing the name of the original candidate may be  
5 segregated from the revised ballots containing the name of the  
6 successor candidate and separately counted.

7 Where a vacancy in nomination is not filled pursuant to  
8 Section 7-61 or Section 10-11, all votes cast for the original  
9 candidate shall be counted for such candidate.

10 (Source: P.A. 84-861.)

11 (10 ILCS 5/17-21) (from Ch. 46, par. 17-21)

12 Sec. 17-21. When the votes shall have been examined and  
13 counted, the judges shall set down on a sheet or return form to  
14 be supplied to them, the name of every person voted for,  
15 written or printed at full length, the office for which such  
16 person received such votes, and the number he did receive and  
17 such additional information as is necessary to complete, as  
18 nearly as circumstances will admit, the following form, to-wit:

19 TALLY SHEET AND CERTIFICATE OF  
20 RESULTS

21 We do hereby certify that at the .... election held in the  
22 precinct hereinafter (general or special) specified on (insert  
23 date), a total of .... voters requested and received ballots  
24 and we do further certify:

25 Number of blank ballots delivered to us ....

1           Number of vote by mail ~~absentee~~ ballots delivered to us

2           ....

3           Total number of ballots delivered to us ....

4           Number of blank and spoiled ballots returned.

5           (1) Total number of ballots cast (in box)....

6           .... Defective and Objected To ballots sealed in envelope

7           (2) .... Total number of ballots cast (in box)

8                               Line (2) equals line (1)

9           We further certify that each of the candidates for  
10          representative in the General Assembly received the number of  
11          votes ascribed to him on the separate tally sheet.

12          We further certify that each candidate received the number  
13          of votes set forth opposite his name or in the box containing  
14          his name on the tally sheet contained in the page or pages  
15          immediately following our signatures.

16          The undersigned actually served as judges and counted the  
17          ballots at the election on the .... day of .... in the ....  
18          precinct of the (1) \*township of ....., or (2) \*City of ....., or  
19          (3) \*.... ward in the city of .... and the polls were opened at  
20          6:00 A.M. and closed at 7:00 P.M. Certified by us.

21                               \*Fill in either (1), (2) or (3)

22                   A B, .... (Address)

23                   C D, .... (Address)

24                   E F, .... (Address)

25                   G H, .... (Address)

26                   I J, .... (Address)

1 Each tally sheet shall be in substantially one of the  
2 following forms:

3 -----

4			Candidate's			
5	Name of	Candidates	Total			
6	office	Names	Vote	5	10	15 20
7	-----					
8	United	John Smith	77			11
9	States					
10	Senator					

11 -----  
12 -----

13	Names of candidates					
14	Name of	and total vote				
15	office	for each				5 10 15 20
16	-----					
17	For United	John Smith				
18	States					
19	Senator					
20		Total Vote.....				

21 -----

22 (Source: P.A. 98-463, eff. 8-16-13.)

23 (10 ILCS 5/17-23) (from Ch. 46, par. 17-23)  
24 Sec. 17-23. Pollwatchers in a general election shall be

1 authorized in the following manner:

2 (1) Each established political party shall be entitled to  
3 appoint two pollwatchers per precinct. Such pollwatchers must  
4 be affiliated with the political party for which they are  
5 pollwatching. For all elections, the pollwatchers must be  
6 registered to vote in Illinois.

7 (2) Each candidate shall be entitled to appoint two  
8 pollwatchers per precinct. For all elections, the pollwatchers  
9 must be registered to vote in Illinois.

10 (3) Each organization of citizens within the county or  
11 political subdivision, which has among its purposes or  
12 interests the investigation or prosecution of election frauds,  
13 and which shall have registered its name and address and the  
14 name and addresses of its principal officers with the proper  
15 election authority at least 40 days before the election, shall  
16 be entitled to appoint one pollwatcher per precinct. For all  
17 elections, the pollwatcher must be registered to vote in  
18 Illinois.

19 (3.5) Each State nonpartisan civic organization within the  
20 county or political subdivision shall be entitled to appoint  
21 one pollwatcher per precinct, provided that no more than 2  
22 pollwatchers appointed by State nonpartisan civic  
23 organizations shall be present in a precinct polling place at  
24 the same time. Each organization shall have registered the  
25 names and addresses of its principal officers with the proper  
26 election authority at least 40 days before the election. The

1 pollwatchers must be registered to vote in Illinois. For the  
2 purpose of this paragraph, a "State nonpartisan civic  
3 organization" means any corporation, unincorporated  
4 association, or organization that:

5 (i) as part of its written articles of incorporation,  
6 bylaws, or charter or by separate written declaration, has  
7 among its stated purposes the provision of voter  
8 information and education, the protection of individual  
9 voters' rights, and the promotion of free and equal  
10 elections;

11 (ii) is organized or primarily conducts its activities  
12 within the State of Illinois; and

13 (iii) continuously maintains an office or business  
14 location within the State of Illinois, together with a  
15 current listed telephone number (a post office box number  
16 without a current listed telephone number is not  
17 sufficient).

18 (4) In any general election held to elect candidates for  
19 the offices of a municipality of less than 3,000,000 population  
20 that is situated in 2 or more counties, a pollwatcher who is a  
21 resident of Illinois shall be eligible to serve as a  
22 pollwatcher in any poll located within such municipality,  
23 provided that such pollwatcher otherwise complies with the  
24 respective requirements of subsections (1) through (3) of this  
25 Section and is a registered voter in Illinois.

26 (5) Each organized group of proponents or opponents of a

1 ballot proposition, which shall have registered the name and  
2 address of its organization or committee and the name and  
3 address of its chairman with the proper election authority at  
4 least 40 days before the election, shall be entitled to appoint  
5 one pollwatcher per precinct. The pollwatcher must be  
6 registered to vote in Illinois.

7 All pollwatchers shall be required to have proper  
8 credentials. Such credentials shall be printed in sufficient  
9 quantities, shall be issued by and under the facsimile  
10 signature(s) of the election authority or the State Board of  
11 Elections and shall be available for distribution by the  
12 election authority and State Board of Elections at least 2  
13 weeks prior to the election. Such credentials shall be  
14 authorized by the real or facsimile signature of the State or  
15 local party official or the candidate or the presiding officer  
16 of the civic organization or the chairman of the proponent or  
17 opponent group, as the case may be. Neither the election  
18 authority nor the State Board of Elections may require any such  
19 party official or the candidate or the presiding officer of the  
20 civic organization or the chairman of the proponent or opponent  
21 group to submit the names or other information concerning  
22 pollwatchers before making credentials available to such  
23 persons or organizations.

24 Pollwatcher credentials shall be in substantially the  
25 following form:

POLLWATCHER CREDENTIALS

TO THE JUDGES OF ELECTION:

In accordance with the provisions of the Election Code, the undersigned hereby appoints ..... (name of pollwatcher) who resides at ..... (address) in the county of ....., ..... (township or municipality) of ..... (name), State of Illinois and who is duly registered to vote from this address, to act as a pollwatcher in the ..... precinct of the ..... ward (if applicable) of the ..... (township or municipality) of ..... at the ..... election to be held on (insert date).

..... (Signature of Appointing Authority)
..... TITLE (party official, candidate, civic organization president, proponent or opponent group chairman)

Under penalties provided by law pursuant to Section 29-10 of the Election Code, the undersigned pollwatcher certifies that he or she resides at ..... (address) in the county of ....., ..... (township or municipality) of ..... (name), State of Illinois, and is duly registered to vote in Illinois.

..... (Precinct and/or Ward in Which Pollwatcher Resides)
..... (Signature of Pollwatcher)

1 Pollwatchers must present their credentials to the Judges  
2 of Election upon entering the polling place. Pollwatcher  
3 credentials properly executed and signed shall be proof of the  
4 qualifications of the pollwatcher authorized thereby. Such  
5 credentials are retained by the Judges and returned to the  
6 Election Authority at the end of the day of election with the  
7 other election materials. Once a pollwatcher has surrendered a  
8 valid credential, he may leave and reenter the polling place  
9 provided that such continuing action does not disrupt the  
10 conduct of the election. Pollwatchers may be substituted during  
11 the course of the day, but established political parties,  
12 candidates and qualified civic organizations can have only as  
13 many pollwatchers at any given time as are authorized in this  
14 Article. A substitute must present his signed credential to the  
15 judges of election upon entering the polling place. Election  
16 authorities must provide a sufficient number of credentials to  
17 allow for substitution of pollwatchers. After the polls have  
18 closed pollwatchers shall be allowed to remain until the  
19 canvass of votes is completed; but may leave and reenter only  
20 in cases of necessity, provided that such action is not so  
21 continuous as to disrupt the canvass of votes.

22 Candidates seeking office in a district or municipality  
23 encompassing 2 or more counties shall be admitted to any and  
24 all polling places throughout such district or municipality  
25 without regard to the counties in which such candidates are

1 registered to vote. Actions of such candidates shall be  
2 governed in each polling place by the same privileges and  
3 limitations that apply to pollwatchers as provided in this  
4 Section. Any such candidate who engages in an activity in a  
5 polling place which could reasonably be construed by a majority  
6 of the judges of election as campaign activity shall be removed  
7 forthwith from such polling place.

8 Candidates seeking office in a district or municipality  
9 encompassing 2 or more counties who desire to be admitted to  
10 polling places on election day in such district or municipality  
11 shall be required to have proper credentials. Such credentials  
12 shall be printed in sufficient quantities, shall be issued by  
13 and under the facsimile signature of the State Board of  
14 Elections or the election authority of the election  
15 jurisdiction where the polling place in which the candidate  
16 seeks admittance is located, and shall be available for  
17 distribution at least 2 weeks prior to the election. Such  
18 credentials shall be signed by the candidate.

19 Candidate credentials shall be in substantially the  
20 following form:

21 CANDIDATE CREDENTIALS

22 TO THE JUDGES OF ELECTION:

23 In accordance with the provisions of the Election Code, I  
24 ..... (name of candidate) hereby certify that I am a candidate  
25 for ..... (name of office) and seek admittance to .....

1 precinct of the ..... ward (if applicable) of the .....  
 2 (township or municipality) of ..... at the ..... election  
 3 to be held on (insert date).

4 .....  
 5 .....

6 (Signature of Candidate)

OFFICE FOR WHICH  
 CANDIDATE SEEKS  
 NOMINATION OR  
 ELECTION

9 Pollwatchers shall be permitted to observe all proceedings  
 10 and view all reasonably requested records relating to the  
 11 conduct of the election, provided the secrecy of the ballot is  
 12 not impinged, and to station themselves in a position in the  
 13 voting room as will enable them to observe the judges making  
 14 the signature comparison between the voter application and the  
 15 voter registration record card; provided, however, that such  
 16 pollwatchers shall not be permitted to station themselves in  
 17 such close proximity to the judges of election so as to  
 18 interfere with the orderly conduct of the election and shall  
 19 not, in any event, be permitted to handle election materials.  
 20 Pollwatchers may challenge for cause the voting qualifications  
 21 of a person offering to vote and may call to the attention of  
 22 the judges of election any incorrect procedure or apparent  
 23 violations of this Code.

24 If a majority of the judges of election determine that the  
 25 polling place has become too overcrowded with pollwatchers so

1 as to interfere with the orderly conduct of the election, the  
2 judges shall, by lot, limit such pollwatchers to a reasonable  
3 number, except that each established or new political party  
4 shall be permitted to have at least one pollwatcher present.

5 Representatives of an election authority, with regard to an  
6 election under its jurisdiction, the State Board of Elections,  
7 and law enforcement agencies, including but not limited to a  
8 United States Attorney, a State's attorney, the Attorney  
9 General, and a State, county, or local police department, in  
10 the performance of their official election duties, shall be  
11 permitted at all times to enter and remain in the polling  
12 place. Upon entering the polling place, such representatives  
13 shall display their official credentials or other  
14 identification to the judges of election.

15 Uniformed police officers assigned to polling place duty  
16 shall follow all lawful instructions of the judges of election.

17 The provisions of this Section shall also apply to  
18 supervised casting of vote by mail ~~absentee~~ ballots as provided  
19 in Section 19-12.2 of this Act.

20 (Source: P.A. 98-115, eff. 7-29-13.)

21 (10 ILCS 5/17-29) (from Ch. 46, par. 17-29)

22 Sec. 17-29. (a) No judge of election, pollwatcher, or other  
23 person shall, at any primary or election, do any electioneering  
24 or soliciting of votes or engage in any political discussion  
25 within any polling place, within 100 feet of any polling place,

1 or, at the option of a church or private school, on any of the  
2 property of that church or private school that is a polling  
3 place; no person shall interrupt, hinder or oppose any voter  
4 while approaching within those areas for the purpose of voting.  
5 Judges of election shall enforce the provisions of this  
6 Section.

7 (b) Election officers shall place 2 or more cones, small  
8 United States national flags, or some other marker a distance  
9 of 100 horizontal feet from each entrance to the room used by  
10 voters to engage in voting, which shall be known as the polling  
11 room. If the polling room is located within a building that is  
12 a private business, a public or private school, or a church or  
13 other organization founded for the purpose of religious worship  
14 and the distance of 100 horizontal feet ends within the  
15 interior of the building, then the markers shall be placed  
16 outside of the building at each entrance used by voters to  
17 enter that building on the grounds adjacent to the thoroughfare  
18 or walkway. If the polling room is located within a public or  
19 private building with 2 or more floors and the polling room is  
20 located on the ground floor, then the markers shall be placed  
21 100 horizontal feet from each entrance to the polling room used  
22 by voters to engage in voting. If the polling room is located  
23 in a public or private building with 2 or more floors and the  
24 polling room is located on a floor above or below the ground  
25 floor, then the markers shall be placed a distance of 100 feet  
26 from the nearest elevator or staircase used by voters on the

1 ground floor to access the floor where the polling room is  
2 located. The area within where the markers are placed shall be  
3 known as a campaign free zone, and electioneering is prohibited  
4 pursuant to this subsection. Notwithstanding any other  
5 provision of this Section, a church or private school may  
6 choose to apply the campaign free zone to its entire property,  
7 and, if so, the markers shall be placed near the boundaries on  
8 the grounds adjacent to the thoroughfares or walkways leading  
9 to the entrances used by the voters. If an election authority  
10 maintains a website, no later than 5 days before election day,  
11 each election authority shall post on its website the name and  
12 address of every polling place designated as a campaign free  
13 zone. This information shall be immediately provided to any  
14 person upon request, and a requester shall not be required to  
15 submit a request under the Freedom of Information Act.

16 The area on polling place property beyond the campaign free  
17 zone, whether publicly or privately owned, is a public forum  
18 for the time that the polls are open on an election day. At the  
19 request of election officers any publicly owned building must  
20 be made available for use as a polling place. A person shall  
21 have the right to congregate and engage in electioneering on  
22 any polling place property while the polls are open beyond the  
23 campaign free zone, including but not limited to, the placement  
24 of temporary signs. This subsection shall be construed  
25 liberally in favor of persons engaging in electioneering on all  
26 polling place property beyond the campaign free zone for the

1 time that the polls are open on an election day. At or near the  
2 door of each polling place, the election judges shall place  
3 signage indicating the proper entrance to the polling place. In  
4 addition, the election judges shall ensure that a sign  
5 identifying the location of the polling place is placed on a  
6 nearby public roadway. The State Board of Elections shall  
7 establish guidelines for the placement of polling place  
8 signage.

9 (c) The regulation of electioneering on polling place  
10 property on an election day, including but not limited to the  
11 placement of temporary signs, is an exclusive power and  
12 function of the State. A home rule unit may not regulate  
13 electioneering and any ordinance or local law contrary to  
14 subsection (c) is declared void. This is a denial and  
15 limitation of home rule powers and functions under subsection  
16 (h) of Section 6 of Article VII of the Illinois Constitution.  
17 (Source: P.A. 95-699, eff. 11-9-07.)

18 (10 ILCS 5/18-5) (from Ch. 46, par. 18-5)

19 Sec. 18-5. Any person desiring to vote and whose name is  
20 found upon the register of voters by the person having charge  
21 thereof, shall then be questioned by one of the judges as to  
22 his nativity, his term of residence at present address,  
23 precinct, State and United States, his age, whether naturalized  
24 and if so the date of naturalization papers and court from  
25 which secured, and he shall be asked to state his residence

1 when last previously registered and the date of the election  
2 for which he then registered. The judges of elections shall  
3 check each application for ballot against the list of voters  
4 registered in that precinct to whom grace period, vote by mail  
5 ~~absentee~~, and early ballots have been issued for that election,  
6 which shall be provided by the election authority and which  
7 list shall be available for inspection by pollwatchers. A voter  
8 applying to vote in the precinct on election day whose name  
9 appears on the list as having been issued a grace period, vote  
10 by mail ~~absentee~~, or early ballot shall not be permitted to  
11 vote in the precinct, except that a voter to whom a vote by  
12 mail ~~an absentee~~ ballot was issued may vote in the precinct if  
13 the voter submits to the election judges that vote by mail  
14 ~~absentee~~ ballot for cancellation. If the voter is unable to  
15 submit the vote by mail ~~absentee~~ ballot, it shall be sufficient  
16 for the voter to submit to the election judges (i) a portion of  
17 the vote by mail ~~absentee~~ ballot if the vote by mail ~~absentee~~  
18 ballot was torn or mutilated or (ii) an affidavit executed  
19 before the election judges specifying that (A) the voter never  
20 received a vote by mail ~~an absentee~~ ballot or (B) the voter  
21 completed and returned a vote by mail ~~an absentee~~ ballot and  
22 was informed that the election authority did not receive that  
23 vote by mail ~~absentee~~ ballot. If such person so registered  
24 shall be challenged as disqualified, the party challenging  
25 shall assign his reasons therefor, and thereupon one of the  
26 judges shall administer to him an oath to answer questions, and

1 if he shall take the oath he shall then be questioned by the  
2 judge or judges touching such cause of challenge, and touching  
3 any other cause of disqualification. And he may also be  
4 questioned by the person challenging him in regard to his  
5 qualifications and identity. But if a majority of the judges  
6 are of the opinion that he is the person so registered and a  
7 qualified voter, his vote shall then be received accordingly.  
8 But if his vote be rejected by such judges, such person may  
9 afterward produce and deliver an affidavit to such judges,  
10 subscribed and sworn to by him before one of the judges, in  
11 which it shall be stated how long he has resided in such  
12 precinct, and state; that he is a citizen of the United States,  
13 and is a duly qualified voter in such precinct, and that he is  
14 the identical person so registered. In addition to such an  
15 affidavit, the person so challenged shall provide to the judges  
16 of election proof of residence by producing 2 forms of  
17 identification showing the person's current residence address,  
18 provided that such identification may include a lease or  
19 contract for a residence and not more than one piece of mail  
20 addressed to the person at his current residence address and  
21 postmarked not earlier than 30 days prior to the date of the  
22 election, or the person shall procure a witness personally  
23 known to the judges of election, and resident in the precinct  
24 (or district), or who shall be proved by some legal voter of  
25 such precinct or district, known to the judges to be such, who  
26 shall take the oath following, viz:

1 I do solemnly swear (or affirm) that I am a resident of  
2 this election precinct (or district), and entitled to vote at  
3 this election, and that I have been a resident of this State  
4 for 30 days last past, and am well acquainted with the person  
5 whose vote is now offered; that he is an actual and bona fide  
6 resident of this election precinct (or district), and has  
7 resided herein 30 days, and as I verily believe, in this State,  
8 30 days next preceding this election.

9 The oath in each case may be administered by one of the  
10 judges of election, or by any officer, resident in the precinct  
11 or district, authorized by law to administer oaths. Also  
12 supported by an affidavit by a registered voter residing in  
13 such precinct, stating his own residence, and that he knows  
14 such person; and that he does reside at the place mentioned and  
15 has resided in such precinct and state for the length of time  
16 as stated by such person, which shall be subscribed and sworn  
17 to in the same way. For purposes of this Section, the  
18 submission of a photo identification issued by a college or  
19 university, accompanied by either (i) a copy of the applicant's  
20 contract or lease for a residence or (ii) one piece of mail  
21 addressed to the person at his or her current residence address  
22 and postmarked not earlier than 30 days prior to the date of  
23 the election, shall be sufficient to establish proof of  
24 residence. Whereupon the vote of such person shall be received,  
25 and entered as other votes. But such judges, having charge of  
26 such registers, shall state in their respective books the facts

1 in such case, and the affidavits, so delivered to the judges,  
2 shall be preserved and returned to the office of the  
3 commissioners of election. Blank affidavits of the character  
4 aforesaid shall be sent out to the judges of all the precincts,  
5 and the judges of election shall furnish the same on demand and  
6 administer the oaths without criticism. Such oaths, if  
7 administered by any other officer than such judge of election,  
8 shall not be received. Whenever a proposal for a constitutional  
9 amendment or for the calling of a constitutional convention is  
10 to be voted upon at the election, the separate blue ballot or  
11 ballots pertaining thereto shall be placed on top of the other  
12 ballots to be voted at the election in such manner that the  
13 legend appearing on the back thereof, as prescribed in Section  
14 16-6 of this Act, shall be plainly visible to the voter, and in  
15 this fashion the ballots shall be handed to the voter by the  
16 judge.

17 Immediately after voting, the voter shall be instructed  
18 whether the voting equipment, if used, accepted or rejected the  
19 ballot or identified the ballot as under-voted. A voter whose  
20 ballot is identified as under-voted for a statewide  
21 constitutional office may return to the voting booth and  
22 complete the voting of that ballot. A voter whose ballot is not  
23 accepted by the voting equipment may, upon surrendering the  
24 ballot, request and vote another ballot. The voter's  
25 surrendered ballot shall be initialed by the election judge and  
26 handled as provided in the appropriate Article governing that

1 voting equipment.

2       The voter shall, upon quitting the voting booth, deliver to  
3 one of the judges of election all of the ballots, properly  
4 folded, which he received. The judge of election to whom the  
5 voter delivers his ballots shall not accept the same unless all  
6 of the ballots given to the voter are returned by him. If a  
7 voter delivers less than all of the ballots given to him, the  
8 judge to whom the same are offered shall advise him in a voice  
9 clearly audible to the other judges of election that the voter  
10 must return the remainder of the ballots. The statement of the  
11 judge to the voter shall clearly express the fact that the  
12 voter is not required to vote such remaining ballots but that  
13 whether or not he votes them he must fold and deliver them to  
14 the judge. In making such statement the judge of election shall  
15 not indicate by word, gesture or intonation of voice that the  
16 unreturned ballots shall be voted in any particular manner. No  
17 new voter shall be permitted to enter the voting booth of a  
18 voter who has failed to deliver the total number of ballots  
19 received by him until such voter has returned to the voting  
20 booth pursuant to the judge's request and again quit the booth  
21 with all of the ballots required to be returned by him. Upon  
22 receipt of all such ballots the judges of election shall enter  
23 the name of the voter, and his number, as above provided in  
24 this Section, and the judge to whom the ballots are delivered  
25 shall immediately put the ballots into the ballot box. If any  
26 voter who has failed to deliver all the ballots received by him

1 refuses to return to the voting booth after being advised by  
2 the judge of election as herein provided, the judge shall  
3 inform the other judges of such refusal, and thereupon the  
4 ballot or ballots returned to the judge shall be deposited in  
5 the ballot box, the voter shall be permitted to depart from the  
6 polling place, and a new voter shall be permitted to enter the  
7 voting booth.

8 The judge of election who receives the ballot or ballots  
9 from the voter shall announce the residence and name of such  
10 voter in a loud voice. The judge shall put the ballot or  
11 ballots received from the voter into the ballot box in the  
12 presence of the voter and the judges of election, and in plain  
13 view of the public. The judges having charge of such registers  
14 shall then, in a column prepared thereon, in the same line of,  
15 the name of the voter, mark "Voted" or the letter "V".

16 No judge of election shall accept from any voter less than  
17 the full number of ballots received by such voter without first  
18 advising the voter in the manner above provided of the  
19 necessity of returning all of the ballots, nor shall any such  
20 judge advise such voter in a manner contrary to that which is  
21 herein permitted, or in any other manner violate the provisions  
22 of this Section; provided, that the acceptance by a judge of  
23 election of less than the full number of ballots delivered to a  
24 voter who refuses to return to the voting booth after being  
25 properly advised by such judge shall not be a violation of this  
26 Section.

1 (Source: P.A. 95-699, eff. 11-9-07; 96-317, eff. 1-1-10.)

2 (10 ILCS 5/18-9.2) (from Ch. 46, par. 18-9.2)

3 Sec. 18-9.2. Where a vacancy in nomination is filled  
4 pursuant to Section 7-61 or Section 10-11, the vote by mail  
5 ~~absentee~~ votes cast for the original candidate on the first  
6 ballot shall not be counted. For this purpose, in those  
7 jurisdictions where electronic voting systems are used, the  
8 election authority shall determine a method by which the first  
9 ballots containing the name of the original candidate may be  
10 segregated from the revised ballots containing the name of the  
11 successor candidate and separately counted.

12 Where a vacancy in nomination is not filled pursuant to  
13 Section 7-61 or Section 10-11, all votes cast for the original  
14 candidate shall be counted for such candidate.

15 (Source: P.A. 84-861.)

16 (10 ILCS 5/18A-5)

17 Sec. 18A-5. Provisional voting; general provisions.

18 (a) A person who claims to be a registered voter is  
19 entitled to cast a provisional ballot under the following  
20 circumstances:

21 (1) The person's name does not appear on the official  
22 list of eligible voters for the precinct in which the  
23 person seeks to vote and the person has refused an  
24 opportunity to register at the polling location or another

1 grace period registration site. The official list is the  
2 centralized statewide voter registration list established  
3 and maintained in accordance with Section 1A-25;

4 (2) The person's voting status has been challenged by  
5 an election judge, a pollwatcher, or any legal voter and  
6 that challenge has been sustained by a majority of the  
7 election judges;

8 (3) A federal or State court order extends the time for  
9 closing the polls beyond the time period established by  
10 State law and the person votes during the extended time  
11 period;

12 (4) The voter registered to vote by mail and is  
13 required by law to present identification when voting  
14 either in person or by early voting ~~absentee~~ ballot, but  
15 fails to do so;

16 (5) The voter's name appears on the list of voters who  
17 voted during the early voting period, but the voter claims  
18 not to have voted during the early voting period; or

19 (6) The voter received a vote by mail ~~an absentee~~  
20 ballot but did not return the vote by mail ~~absentee~~ ballot  
21 to the election authority; or

22 (7) The voter attempted to register to vote on election  
23 day, but failed to provide the necessary documentation  
24 ~~registered to vote during the grace period on the day~~  
25 ~~before election day or on election day during the 2014~~  
26 ~~general election.~~

1 (b) The procedure for obtaining and casting a provisional  
2 ballot at the polling place shall be as follows:

3 (1) After first verifying through an examination of the  
4 precinct register that the person's address is within the  
5 precinct boundaries, an election judge at the polling place  
6 shall notify a person who is entitled to cast a provisional  
7 ballot pursuant to subsection (a) that he or she may cast a  
8 provisional ballot in that election. An election judge must  
9 accept any information provided by a person who casts a  
10 provisional ballot that the person believes supports his or  
11 her claim that he or she is a duly registered voter and  
12 qualified to vote in the election. However, if the person's  
13 residence address is outside the precinct boundaries, the  
14 election judge shall inform the person of that fact, give  
15 the person the appropriate telephone number of the election  
16 authority in order to locate the polling place assigned to  
17 serve that address, and instruct the person to go to the  
18 proper polling place to vote.

19 (2) The person shall execute a written form provided by  
20 the election judge that shall state or contain all of the  
21 following that is available:

22 (i) an affidavit stating the following:  
23 State of Illinois, County of .....,  
24 Township ....., Precinct ....., Ward  
25 ....., I, ....., do solemnly  
26 swear (or affirm) that: I am a citizen of the

1 United States; I am 18 years of age or older; I  
2 have resided in this State and in this precinct for  
3 30 days preceding this election; I have not voted  
4 in this election; I am a duly registered voter in  
5 every respect; and I am eligible to vote in this  
6 election. Signature ..... Printed Name of Voter  
7 ..... Printed Residence Address of Voter .....  
8 City ..... State .... Zip Code ..... Telephone  
9 Number ..... Date of Birth ..... and Illinois  
10 Driver's License Number ..... or Last 4 digits of  
11 Social Security Number ..... or State  
12 Identification Card Number issued to you by the  
13 Illinois Secretary of State.....

14 (ii) A box for the election judge to check one of  
15 the 6 reasons why the person was given a provisional  
16 ballot under subsection (a) of Section 18A-5.

17 (iii) An area for the election judge to affix his  
18 or her signature and to set forth any facts that  
19 support or oppose the allegation that the person is not  
20 qualified to vote in the precinct in which the person  
21 is seeking to vote.

22 The written affidavit form described in this  
23 subsection (b)(2) must be printed on a multi-part form  
24 prescribed by the county clerk or board of election  
25 commissioners, as the case may be.

26 (3) After the person executes the portion of the

1 written affidavit described in subsection (b)(2)(i) of  
2 this Section, the election judge shall complete the portion  
3 of the written affidavit described in subsection  
4 (b)(2)(iii) and (b)(2)(iv).

5 (4) The election judge shall give a copy of the  
6 completed written affidavit to the person. The election  
7 judge shall place the original written affidavit in a  
8 self-adhesive clear plastic packing list envelope that  
9 must be attached to a separate envelope marked as a  
10 "provisional ballot envelope". The election judge shall  
11 also place any information provided by the person who casts  
12 a provisional ballot in the clear plastic packing list  
13 envelope. Each county clerk or board of election  
14 commissioners, as the case may be, must design, obtain or  
15 procure self-adhesive clear plastic packing list envelopes  
16 and provisional ballot envelopes that are suitable for  
17 implementing this subsection (b)(4) of this Section.

18 (5) The election judge shall provide the person with a  
19 provisional ballot, written instructions for casting a  
20 provisional ballot, and the provisional ballot envelope  
21 with the clear plastic packing list envelope affixed to it,  
22 which contains the person's original written affidavit  
23 and, if any, information provided by the provisional voter  
24 to support his or her claim that he or she is a duly  
25 registered voter. An election judge must also give the  
26 person written information that states that any person who

1 casts a provisional ballot shall be able to ascertain,  
2 pursuant to guidelines established by the State Board of  
3 Elections, whether the provisional vote was counted in the  
4 official canvass of votes for that election and, if the  
5 provisional vote was not counted, the reason that the vote  
6 was not counted.

7 (6) After the person has completed marking his or her  
8 provisional ballot, he or she shall place the marked ballot  
9 inside of the provisional ballot envelope, close and seal  
10 the envelope, and return the envelope to an election judge,  
11 who shall then deposit the sealed provisional ballot  
12 envelope into a securable container separately identified  
13 and utilized for containing sealed provisional ballot  
14 envelopes. Ballots that are provisional because they are  
15 cast after 7:00 p.m. by court order shall be kept separate  
16 from other provisional ballots. Upon the closing of the  
17 polls, the securable container shall be sealed with  
18 filament tape provided for that purpose, which shall be  
19 wrapped around the box lengthwise and crosswise, at least  
20 twice each way, and each of the election judges shall sign  
21 the seal.

22 (c) Instead of the affidavit form described in subsection  
23 (b), the county clerk or board of election commissioners, as  
24 the case may be, may design and use a multi-part affidavit form  
25 that is imprinted upon or attached to the provisional ballot  
26 envelope described in subsection (b). If a county clerk or

1 board of election commissioners elects to design and use its  
2 own multi-part affidavit form, then the county clerk or board  
3 of election commissioners shall establish a mechanism for  
4 accepting any information the provisional voter has supplied to  
5 the election judge to support his or her claim that he or she  
6 is a duly registered voter. In all other respects, a county  
7 clerk or board of election commissioners shall establish  
8 procedures consistent with subsection (b).

9 (d) The county clerk or board of election commissioners, as  
10 the case may be, shall use the completed affidavit form  
11 described in subsection (b) to update the person's voter  
12 registration information in the State voter registration  
13 database and voter registration database of the county clerk or  
14 board of election commissioners, as the case may be. If a  
15 person is later determined not to be a registered voter based  
16 on Section 18A-15 of this Code, then the affidavit shall be  
17 processed by the county clerk or board of election  
18 commissioners, as the case may be, as a voter registration  
19 application.

20 (Source: P.A. 97-766, eff. 7-6-12; 98-691, eff. 7-1-14.)

21 (10 ILCS 5/18A-15)

22 Sec. 18A-15. Validating and counting provisional ballots.

23 (a) The county clerk or board of election commissioners  
24 shall complete the validation and counting of provisional  
25 ballots within 14 calendar days of the day of the election. The

1 county clerk or board of election commissioners shall have 7  
2 calendar days from the completion of the validation and  
3 counting of provisional ballots to conduct its final canvass.  
4 The State Board of Elections shall complete within 31 calendar  
5 days of the election or sooner if all the returns are received,  
6 its final canvass of the vote for all public offices.

7 (b) If a county clerk or board of election commissioners  
8 determines that all of the following apply, then a provisional  
9 ballot is valid and shall be counted as a vote:

10 (1) the provisional voter cast the provisional ballot  
11 in the correct precinct based on the address provided by  
12 the provisional voter ~~unless the provisional voter cast a~~  
13 ~~ballot pursuant to paragraph (7) of subsection (a) of~~  
14 ~~Section 18A-5, in which case the provisional ballot must~~  
15 ~~have been cast in the correct election jurisdiction based~~  
16 ~~on the address provided.~~ The provisional voter's affidavit  
17 shall serve as a change of address request by that voter  
18 for registration purposes for the next ensuing election if  
19 it bears an address different from that in the records of  
20 the election authority. Votes for federal and statewide  
21 offices on a provisional ballot cast in the incorrect  
22 precinct that meet the other requirements of this  
23 subsection shall be valid and counted in accordance with  
24 this Article ~~rules adopted by the State Board of Elections.~~  
25 As used in this item, "federal office" is defined as  
26 provided in Section 20-1 and "statewide office" means the

1 Governor, Attorney General, Secretary of State,  
2 Comptroller, and Treasurer. Votes for General Assembly,  
3 countywide, citywide, or township office on a provisional  
4 ballot cast in the incorrect precinct but in the correct  
5 legislative district, representative district, county,  
6 municipality, or township, as the case may be, shall be  
7 valid and counted in accordance with this Article ~~rules~~  
8 ~~adopted by the State Board of Elections~~. As used in this  
9 item, "citywide office" means an office elected by the  
10 electors of an entire municipality. As used in this item,  
11 "township office" means an office elected by the electors  
12 of an entire township;

13 (2) the affidavit executed by the provisional voter  
14 pursuant to subsection (b) (2) of Section 18A-5 contains, at  
15 a minimum, the provisional voter's first and last name,  
16 house number and street name, and signature or mark;

17 (3) except as permitted by item (5) of subsection (b)  
18 of this Section, the provisional voter is a registered  
19 voter based on information available to the county clerk or  
20 board of election commissioners provided by or obtained  
21 from any of the following:

- 22 i. the provisional voter;
- 23 ii. an election judge;
- 24 iii. the statewide voter registration database  
25 maintained by the State Board of Elections;
- 26 iv. the records of the county clerk or board of

1 election commissioners' database; or

2 v. the records of the Secretary of State; and

3 (4) for a provisional ballot cast under item (6) of  
4 subsection (a) of Section 18A-5, the voter did not vote by  
5 vote by mail absentee ballot in the election at which the  
6 provisional ballot was cast; or -

7 (5) for a provisional ballot cast under item (7) of  
8 subsection (a) of Section 18A-5, the voter provides the  
9 election authority with the necessary documentation within  
10 7 days of election day.

11 (c) With respect to subsection (b) (3) of this Section, the  
12 county clerk or board of election commissioners shall  
13 investigate and record whether or not the specified information  
14 is available from each of the 5 identified sources. If the  
15 information is available from one or more of the identified  
16 sources, then the county clerk or board of election  
17 commissioners shall seek to obtain the information from each of  
18 those sources until satisfied, with information from at least  
19 one of those sources, that the provisional voter is registered  
20 and entitled to vote. The county clerk or board of election  
21 commissioners shall use any information it obtains as the basis  
22 for determining the voter registration status of the  
23 provisional voter. If a conflict exists among the information  
24 available to the county clerk or board of election  
25 commissioners as to the registration status of the provisional  
26 voter, then the county clerk or board of election commissioners

1 shall make a determination based on the totality of the  
2 circumstances. In a case where the above information equally  
3 supports or opposes the registration status of the voter, the  
4 county clerk or board of election commissioners shall decide in  
5 favor of the provisional voter as being duly registered to  
6 vote. If the statewide voter registration database maintained  
7 by the State Board of Elections indicates that the provisional  
8 voter is registered to vote, but the county clerk's or board of  
9 election commissioners' voter registration database indicates  
10 that the provisional voter is not registered to vote, then the  
11 information found in the statewide voter registration database  
12 shall control the matter and the provisional voter shall be  
13 deemed to be registered to vote. If the records of the county  
14 clerk or board of election commissioners indicates that the  
15 provisional voter is registered to vote, but the statewide  
16 voter registration database maintained by the State Board of  
17 Elections indicates that the provisional voter is not  
18 registered to vote, then the information found in the records  
19 of the county clerk or board of election commissioners shall  
20 control the matter and the provisional voter shall be deemed to  
21 be registered to vote. If the provisional voter's signature on  
22 his or her provisional ballot request varies from the signature  
23 on an otherwise valid registration application solely because  
24 of the substitution of initials for the first or middle name,  
25 the election authority may not reject the provisional ballot.

26 (d) In validating the registration status of a person

1 casting a provisional ballot, the county clerk or board of  
2 election commissioners shall not require a provisional voter to  
3 complete any form other than the affidavit executed by the  
4 provisional voter under subsection (b) (2) of Section 18A-5. In  
5 addition, the county clerk or board of election commissioners  
6 shall not require all provisional voters or any particular  
7 class or group of provisional voters to appear personally  
8 before the county clerk or board of election commissioners or  
9 as a matter of policy require provisional voters to submit  
10 additional information to verify or otherwise support the  
11 information already submitted by the provisional voter. Within  
12 2 calendar days after the election, the election authority  
13 shall transmit by electronic means pursuant to a process  
14 established by the State Board of Elections the name, street  
15 address, e-mail address, and precinct, ward, township, and  
16 district numbers, as the case may be, of each person casting a  
17 provisional ballot to the State Board of Elections, which shall  
18 maintain those names and that information in an electronic  
19 format on its website, arranged by county and accessible to  
20 State and local political committees. The provisional voter  
21 may, within 7 calendar days after the election, submit  
22 additional information to the county clerk or board of election  
23 commissioners. This information must be received by the county  
24 clerk or board of election commissioners within the  
25 7-calendar-day period.

26 (e) If the county clerk or board of election commissioners

1 determines that subsection (b) (1), (b) (2), or (b) (3) does not  
2 apply, then the provisional ballot is not valid and may not be  
3 counted. The provisional ballot envelope containing the ballot  
4 cast by the provisional voter may not be opened. The county  
5 clerk or board of election commissioners shall write on the  
6 provisional ballot envelope the following: "Provisional ballot  
7 determined invalid."

8 (f) If the county clerk or board of election commissioners  
9 determines that a provisional ballot is valid under this  
10 Section, then the provisional ballot envelope shall be opened.  
11 The outside of each provisional ballot envelope shall also be  
12 marked to identify the precinct and the date of the election.

13 (g) Provisional ballots determined to be valid shall be  
14 counted at the election authority's central ballot counting  
15 location and shall not be counted in precincts. The provisional  
16 ballots determined to be valid shall be added to the vote  
17 totals for the precincts from which they were cast in the order  
18 in which the ballots were opened. The validation and counting  
19 of provisional ballots shall be subject to the provisions of  
20 this Code that apply to pollwatchers. If the provisional  
21 ballots are a ballot of a punch card voting system, then the  
22 provisional ballot shall be counted in a manner consistent with  
23 Article 24A. If the provisional ballots are a ballot of optical  
24 scan or other type of approved electronic voting system, then  
25 the provisional ballots shall be counted in a manner consistent  
26 with Article 24B.

1 (h) As soon as the ballots have been counted, the election  
2 judges or election officials shall, in the presence of the  
3 county clerk or board of election commissioners, place each of  
4 the following items in a separate envelope or bag: (1) all  
5 provisional ballots, voted or spoiled; (2) all provisional  
6 ballot envelopes of provisional ballots voted or spoiled; and  
7 (3) all executed affidavits of the provisional ballots voted or  
8 spoiled. All provisional ballot envelopes for provisional  
9 voters who have been determined not to be registered to vote  
10 shall remain sealed. The county clerk or board of election  
11 commissioners shall treat the provisional ballot envelope  
12 containing the written affidavit as a voter registration  
13 application for that person for the next election and process  
14 that application. The election judges or election officials  
15 shall then securely seal each envelope or bag, initial the  
16 envelope or bag, and plainly mark on the outside of the  
17 envelope or bag in ink the precinct in which the provisional  
18 ballots were cast. The election judges or election officials  
19 shall then place each sealed envelope or bag into a box, secure  
20 and seal it in the same manner as described in item (6) of  
21 subsection (b) of Section 18A-5. Each election judge or  
22 election official shall take and subscribe an oath before the  
23 county clerk or board of election commissioners that the  
24 election judge or election official securely kept the ballots  
25 and papers in the box, did not permit any person to open the  
26 box or otherwise touch or tamper with the ballots and papers in

1 the box, and has no knowledge of any other person opening the  
2 box. For purposes of this Section, the term "election official"  
3 means the county clerk, a member of the board of election  
4 commissioners, as the case may be, and their respective  
5 employees.

6 (Source: P.A. 97-766, eff. 7-6-12; 98-115, eff. 7-29-13;  
7 98-691, eff. 7-1-14.)

8 (10 ILCS 5/18A-218 new)

9 Sec. 18A-218. Interpretation of Article 18A. The Sections  
10 of this Article following this Section shall be supplemental to  
11 all other provisions of this Article and are intended to  
12 provide procedural requirements for the implementation of the  
13 provisions of this Article. In the case of a conflict between  
14 the Sections following this Section and the Sections preceding  
15 this Section, the Sections preceding this Section shall  
16 prevail.

17 (10 ILCS 5/18A-218.10 new)

18 Sec. 18A-218.10. Definitions relating to provisional  
19 ballots.

20 (a) As used in this Article:

21 "Citywide or villagewide office" means an office  
22 elected by the electors of an entire municipality.

23 "Correct precinct" means the precinct containing the  
24 addresses at which the provisional voter resides and at

1 which he or she is registered to vote.

2 "Countywide office" means the offices of Clerk,  
3 Sheriff, State's Attorney, Circuit Court Clerk, Recorder,  
4 Auditor, County Board President, County Board Member or  
5 County Commissioner in those counties that elect those  
6 officers countywide, Coroner, Regional Superintendent of  
7 Schools, Sanitary District Commissioners or Trustees,  
8 Assessor, Board of Review Members in those counties that  
9 elect those officers countywide, and Treasurer.

10 "Election authority" means either the County Clerk,  
11 County Board of Election Commissioners, or Municipal Board  
12 of Election Commissioners, as the case may be.

13 "Election jurisdiction" means an entire county, in the  
14 case of a county in which no city board of election  
15 commissioners is located or that is under the jurisdiction  
16 of a county board of election commissioners; the  
17 territorial jurisdiction of a city board of election  
18 commissioners; and the territory in a county outside of the  
19 jurisdiction of a city board of election commissioners.  
20 Election jurisdictions shall be determined according to  
21 which election authority maintains the permanent  
22 registration records of qualified electors.

23 "Incorrect precinct" means the precinct in which the  
24 voter cast a provisional ballot, but is not the precinct  
25 containing the address at which he or she is registered to  
26 vote. In order for a provisional ballot to be eligible for

1       counting when cast in an incorrect precinct, that precinct  
2       must be located within either the county or municipality in  
3       which the voter is registered.

4       "Leading established political party" means one of the  
5       two political parties whose candidates for Governor at the  
6       most recent 3 gubernatorial elections received either the  
7       highest or second highest average number of votes. The  
8       first leading political party is the party whose candidate  
9       for Governor received the highest average number of votes  
10      in the 3 most recent gubernatorial elections and the second  
11      leading political party is the party whose candidate for  
12      Governor received the second highest average number of  
13      votes in the 3 most recent gubernatorial elections.

14      "Legislative district" means the district in which an  
15      Illinois State Senator is elected to serve the residents.

16      "Persons entitled to vote provisionally" or  
17      "provisional voter" means a person claiming to be a  
18      registered voter who is entitled by Section 18A-5 of this  
19      Code to vote a provisional ballot under the following  
20      circumstances:

21           (1) The person's name does not appear on the  
22           official list of eligible voters for the precinct in  
23           which the person seeks to vote and the person has  
24           refused an opportunity to register at the polling  
25           location or another grace period registration site.

26           (2) The person's voting status has been

1           successfully challenged by an election judge, a  
2           pollwatcher or any legal voter.

3           (3) A federal or State court order extends the time  
4           for closing the polls beyond the time period  
5           established by State law and the person votes during  
6           the extended time period.

7           (4) The voter registered to vote by mail and is  
8           required by law to present identification when voting  
9           either in person or by vote by mail ballot, but fails  
10          to do so.

11          (5) The voter's name appears on the list of voters  
12          who voted during the early voting period, but the voter  
13          claims not to have voted during the early voting  
14          period.

15          (6) The voter received a vote by mail ballot but  
16          did not return the vote by mail ballot to the election  
17          authority, and failed to surrender it to the election  
18          judges.

19          (7) The voter attempted to register to vote on  
20          election day, but failed to provide the necessary  
21          documentation.

22          "Representative district" means the district from  
23          which an Illinois State Representative is elected to serve  
24          the residents.

25          "Statewide office" means the Constitutional offices of  
26          Governor and Lt. Governor running jointly, Secretary of

1       State, Attorney General, Comptroller, and Treasurer.

2       "Township office" means an office elected by the  
3       electors of an entire township.

4       (b) Procedures for Voting Provisionally in the Polling  
5       Place.

6       (1) If any of the 7 reasons cited in the definition of  
7       provisional voter in subsection (a) for casting a  
8       provisional ballot exists, an election judge must accept  
9       any information provided by a person who casts a  
10       provisional ballot that the person believes supports his or  
11       her claim that he or she is a duly registered voter and  
12       qualified to vote in the election. However, if the person's  
13       residence address is outside the precinct boundaries, the  
14       election judge shall inform the person of that fact, give  
15       the person the appropriate telephone number of the election  
16       authority in order to locate the polling place assigned to  
17       serve that address (or consult any alternative tools  
18       provided by the election authority for determining a  
19       voter's correct precinct polling place) and instruct the  
20       person to go to the proper polling place to vote.

21       (2) Once it has been determined by the election judges  
22       that the person is entitled to receive a provisional  
23       ballot, and the voter has completed the provisional voter  
24       affidavit, the voter shall be given a provisional ballot  
25       and shall proceed to vote that ballot. Upon receipt of the  
26       ballot by the election judges, the ballot shall be

1 transmitted to the election authority in accordance with  
2 subsection (a) of Section 18A-10 of this Code.

3 (3) In the event that a provisional ballot is  
4 mistakenly cast in a precinct other than the precinct that  
5 contains the voter's address of registration (if the voter  
6 believed he or she registered in the precinct in which he  
7 or she voted provisionally, and the election judges should  
8 have, but did not direct the voter to vote in the correct  
9 precinct), Section 218.20 shall apply.

10 (10 ILCS 5/18A-218.20 new)

11 Sec. 18A-218.20. Counting procedures for provisional  
12 ballots cast in an incorrect precinct within the same election  
13 authority's jurisdiction.

14 (a) The election authority shall:

15 (1) transmit to the State Board of Elections the  
16 provisional voter's identifying information and voting  
17 jurisdiction within 2 calendar days. Following that, and  
18 subject to paragraph (2) below, if the election authority  
19 having jurisdiction over the provisional voter determines  
20 that the voter has cast a provisional ballot in an  
21 incorrect precinct, the ballot shall still be counted using  
22 the procedures established in subsection (b) of this  
23 Section or Section 18A-218.30 if applicable. Jurisdictions  
24 that use election machines authorized pursuant to Article  
25 24C of this Code for casting provisional ballots may vary

1 procedures of this Section and Section 18A-218.30 as  
2 appropriate for the counting of provisional ballots cast on  
3 those machines.

4 (2) determine whether the voter was entitled to cast a  
5 provisional ballot. The voter is entitled to cast a  
6 provisional ballot if:

7 (A) the affidavit executed by the voter contains,  
8 at a minimum, the provisional voter's first and last  
9 name, house number and street name, and signature or  
10 mark;

11 (B) the provisional voter is a registered voter  
12 based on information available to the county clerk or  
13 board of election commissioners provided by or  
14 obtained from the provisional voter, an election  
15 judge, the Statewide voter registration database  
16 maintained by the State Board of Elections, the records  
17 of the county clerk or board of election commissioners'  
18 database, or the records of the Secretary of State or  
19 the voter is attempting to register but lacks the  
20 necessary documentation; and

21 (C) the provisional voter did not vote using the  
22 vote by mail ballot and did not vote during the period  
23 for early voting.

24 (b) Once it has been determined by the election authority  
25 that the voter was entitled to vote a provisional ballot, even  
26 though it had been cast in an incorrect precinct, the election

1 authority shall select a team or teams of 2 duly commissioned  
2 election judges, one from each of the two leading established  
3 political parties in Illinois to count the votes that are  
4 eligible to be cast on the provisional ballot. In those  
5 jurisdictions that use election officials as defined in  
6 subsection (h) of Section 18A-15 of this Code, these duties may  
7 be performed by those election officials.

8 (1) Votes cast for Statewide offices, the Office of  
9 President of the United States (including votes cast in the  
10 Presidential Preference Primary), and United States Senate  
11 shall be counted on all provisional ballots cast in the  
12 incorrect precinct.

13 (2) Votes cast for Representative in Congress,  
14 delegate or alternate delegate to a national nominating  
15 convention, State Senator, State Representative, or  
16 countywide, citywide, villagewide, or township office  
17 shall be counted if it is determined by the election judges  
18 or officials that the voter would have been entitled to  
19 vote for one or more of these offices had the voter voted  
20 in the precinct in which he or she is registered to vote  
21 (the correct precinct) and had the voter voted a ballot of  
22 the correct ballot style containing all the offices and  
23 candidates for which the voter was entitled to cast a  
24 ballot (the correct ballot style). This determination  
25 shall be made by comparing a sample ballot of the correct  
26 ballot style with the actual provisional ballot cast by the

1       voter. If the same office (including the same district  
2       number for a Congressional, Legislative or Representative  
3       district) appears on both the correct ballot style sample  
4       ballot and the provisional ballot cast by the voter, votes  
5       for that office shall be counted. All votes cast for any  
6       remaining offices (offices for which the voter would not  
7       have been entitled to vote had he or she voted in the  
8       correct precinct) shall not be counted.

9           (3) No votes shall be counted for an office when the  
10          voter voted for more candidates than he or she was allowed.

11          (4) Once it has been determined which offices are to be  
12          counted and the provisional ballot contains no other votes,  
13          the provisional ballot shall be counted pursuant to the  
14          procedures set forth in this subsection (b).

15          (5) If a provisional ballot does not contain any valid  
16          votes, the provisional ballot shall be marked invalid and  
17          shall not be counted.

18          (6) Any provisional voting verification system  
19          established by an election authority shall inform the  
20          provisional voter that his or her provisional ballot was  
21          partially counted because it was cast in an incorrect  
22          precinct.

23          (7) If a provisional ballot only contains votes cast  
24          for eligible offices, and does not contain any votes cast  
25          for ineligible offices, the ballot may be tabulated without  
26          having to be remade.

1           (8) If a provisional ballot contains both valid votes  
2           that must be counted and invalid votes that cannot be  
3           counted:

4           (A) the election judges, consisting in each case of  
5           at least one of each of the 2 leading political  
6           parties, shall, if the provisional ballot was cast on a  
7           paper ballot sheet, proceed to remake the voted ballot  
8           onto a blank ballot that includes all of the offices  
9           for which valid votes were cast, transferring only  
10           valid votes. The original provisional ballot shall be  
11           marked "Original Provisional Ballot" with a serial  
12           number commencing at "1" and continuing consecutively  
13           for ballots of that kind in the precinct. The duplicate  
14           provisional ballot shall be marked "Duplicate  
15           Provisional Ballot" and be given the same serial number  
16           as the original ballot from which it was duplicated.  
17           The duplicate provisional ballot shall then be treated  
18           in the same manner as other provisional ballots.

19           (B) if the provisional ballot was cast on a direct  
20           recording electronic voting device, the election  
21           judges shall mark the original provisional ballot as a  
22           partially counted defective electronic provisional  
23           ballot because it was cast in the incorrect precinct  
24           (or bear some similar notation) and proceed to either:

25                   (i) remake the voted ballot by transferring  
26                   all valid votes to a duplicate paper ballot sheet

1           of the correct ballot style, marking the duplicate  
2           ballot "Duplicate Electronic Provisional Ballot"  
3           and then counting the duplicate provisional ballot  
4           in the same manner as the other provisional ballots  
5           marked on paper ballot sheets; or

6           (ii) transfer, or cause to be transferred, all  
7           valid votes electronically to the correct  
8           precinct, which shall be counted and added to the  
9           vote totals for the correct precinct, excluding  
10           any votes that cannot be counted. If this method is  
11           used, a permanent paper record must be generated  
12           for both the defective provisional ballot and the  
13           duplicate electronic provisional ballot.

14           (c) For provisional ballots cast at a partisan primary  
15           election, the judges shall use a duplicate ballot of the  
16           correct ballot style for the same political party as the ballot  
17           chosen by the voter.

18           (d) At least one qualified pollwatcher for each candidate,  
19           political party, and civic organization, as authorized by  
20           Section 17-23 of this Code, shall be permitted to observe the  
21           ballot remaking process.

22           (10 ILCS 5/18A-218.30 new)

23           Sec. 18A-218.30. Counting procedures for provisional  
24           ballots cast in an incorrect precinct within a different  
25           election authority's jurisdiction.

1       (a) The election authority having possession of the  
2 provisional ballot shall first notify the election authority  
3 having jurisdiction over the provisional voter that the voter  
4 cast a provisional ballot in its jurisdiction and provide  
5 whatever information is needed for the election authority to  
6 comply with the notification requirements set forth in  
7 subsection (d) of Section 18A-15 of this Code. For purpose of  
8 determining which election authority has jurisdiction over the  
9 provisional voter, the election authority having possession of  
10 the provisional ballot shall use the address listed on the  
11 provisional ballot affidavit that was provided by the voter. If  
12 that address is different from the address at which the voter  
13 is registered the ballot shall be rejected; however, the  
14 affidavit shall serve as a request to register at that address.  
15 If a voter cast a provisional ballot in an incorrect precinct  
16 located in the jurisdiction of an election authority other than  
17 the election authority having jurisdiction over the voter's  
18 correct precinct, but where the precinct is located within the  
19 same county as the 2 election authorities (e.g., a voter is  
20 registered in the City of Chicago, but casts a provisional  
21 ballot in suburban Cook County), the election authority in  
22 whose territory the provisional ballot was cast shall, after  
23 receipt of the provisional ballot, transmit it, along with the  
24 provisional voter's affidavit and any other documentation  
25 provided to the election judges, to the office of the election  
26 authority having jurisdiction over the voter's correct

1 precinct. The ballot shall be sealed in a secure envelope or  
2 other suitable container and transmitted within 8 business days  
3 after the election at which it was cast. If the locations of  
4 the election authorities' offices are such that it is feasible  
5 to hand deliver the ballot, the ballot shall be sealed in a  
6 secure envelope and transmitted in that manner by 2 election  
7 judges (or election officials), one from each of the 2 leading  
8 political parties. If the locations of the 2 election  
9 authorities are such that it is not feasible to hand deliver  
10 the ballot, the election authority having jurisdiction over the  
11 incorrect precinct shall cause the ballot to be sealed in a  
12 secure envelope and transmitted via express mail within 8  
13 business days after the election at which the ballot was cast,  
14 with a delivery date no later than the second business day  
15 following the mailing date. Upon receipt of the ballot by the  
16 election authority having jurisdiction over the correct  
17 precinct, the election authority shall proceed to remake, and  
18 count the votes on, the provisional ballot in accordance with  
19 the procedures described in Section 18A-218.20, including the  
20 determination of eligibility to cast a provisional ballot. Any  
21 information provided to the election authority within the 7 day  
22 period provided for in Section 18A-15 of this Code shall be  
23 sealed in a secure envelope and transmitted to the office of  
24 the election authority having jurisdiction over the voter's  
25 correct precinct, along with the provisional ballot of that  
26 voter.

1       (b) Incorrect precinct is located in a different county  
2 from the county where the voter is registered, but is located  
3 in the same municipality or legislative district as the one in  
4 which the voter is registered:

5           (1) The election authority having possession of the  
6 provisional ballot shall first notify the election  
7 authority having jurisdiction over the provisional voter  
8 that the voter cast a provisional ballot in its  
9 jurisdiction and provide whatever information is needed  
10 for the election authority to comply with the notification  
11 requirements set forth in subsection (d) of Section 18A-15  
12 of this Code. For purposes of determining which election  
13 authority has jurisdiction over the provisional voter, the  
14 election authority having possession of the provisional  
15 ballot shall use the address listed on the provisional  
16 ballot affidavit that was provided by the voter. If that  
17 address is different from the address at which the voter is  
18 registered, the ballot shall be rejected; however, the  
19 affidavit shall serve as a request to register at that  
20 address. The election authority shall then cause the  
21 ballot, along with the provisional voter's affidavit and  
22 any other documentation provided to the election judges, to  
23 be transmitted via express mail within 8 business days  
24 after the election at which the ballot was cast, with a  
25 delivery date no later than the second business day  
26 following the mailing date. Upon receipt of the ballot by

1 the election authority having jurisdiction over the  
2 correct precinct, that election authority shall proceed to  
3 remake and count the votes on the provisional ballot in  
4 accordance with the procedures described in Section  
5 18A-218.20, including the determination of eligibility to  
6 cast a provisional ballot. Any information provided to the  
7 election authority within the 7 day period provided for in  
8 Section 18A-15 of this Code shall be transmitted to the  
9 office of the election authority having jurisdiction over  
10 the voter's correct precinct, along with the provisional  
11 ballot of that voter.

12 (2) If a voter casts a provisional ballot in a precinct  
13 outside of the county in which he or she is registered and  
14 outside of the municipality, representative district, or  
15 legislative district in which he or she is registered (if  
16 applicable), the ballot shall not be counted. It shall,  
17 however, be transmitted via the U.S. Postal Service to the  
18 election authority having jurisdiction over the voter's  
19 correct precinct within 14 days after the election and  
20 shall be kept for 2 months, the same length of time as is  
21 required for other voted ballots.

22 For purposes of determining which election authority has  
23 jurisdiction over the provisional voter, the election  
24 authority having possession of the provisional ballot shall use  
25 the address listed on the provisional ballot affidavit that was  
26 provided by the voter. If such address is different from the

1 address at which the voter is registered, the ballot shall be  
2 rejected, however the affidavit shall serve as a request to  
3 register at such address.

4 (10 ILCS 5/18A-218.40 new)

5 Sec. 18A-218.40. Follow-up procedures for provisional  
6 ballots. The original provisional ballot cast by the voter  
7 shall be stored separately from other ballots voted in the  
8 election and shall be preserved in the same manner as original  
9 ballots that had to be remade for other reasons, such as a  
10 damaged ballot or as a result of a voter over-voting an office.

11 (10 ILCS 5/Art. 19 heading)

12 ARTICLE 19. VOTING BY MAIL ~~ABSENT ELECTORS~~

13 (10 ILCS 5/19-2) (from Ch. 46, par. 19-2)

14 Sec. 19-2. Any elector as defined in Section 19-1 may by  
15 mail or electronically on the website of the appropriate  
16 election authority, not more than 90 nor less than 5 days prior  
17 to the date of such election, or by personal delivery not more  
18 than 90 nor less than one day prior to the date of such  
19 election, make application to the county clerk or to the Board  
20 of Election Commissioners for an official ballot for the  
21 voter's precinct to be voted at such election. The URL address  
22 at which voters may electronically request a vote by mail ~~an~~  
23 ~~absentee~~ ballot shall be fixed no later than 90 calendar days

1 before an election and shall not be changed until after the  
2 election. Such a ballot shall be delivered to the elector only  
3 upon separate application by the elector for each election.

4 (Source: P.A. 97-81, eff. 7-5-11; 98-115, eff. 7-29-13; 98-691,  
5 eff. 7-1-14.)

6 (10 ILCS 5/19-3) (from Ch. 46, par. 19-3)

7 Sec. 19-3. The application for vote by mail ~~absentee~~ ballot  
8 shall be substantially in the following form:

9 APPLICATION FOR VOTE BY MAIL ~~ABSENTEE~~ BALLOT

10 To be voted at the .... election in the County of .... and  
11 State of Illinois, in the .... precinct of the (1) \*township of  
12 .... (2) \*City of .... or (3) \*.... ward in the City of ....

13 I state that I am a resident of the .... precinct of the  
14 (1) \*township of .... (2) \*City of .... or (3) \*.... ward in  
15 the city of .... residing at .... in such city or town in the  
16 county of .... and State of Illinois; that I have lived at such  
17 address for .... month(s) last past; that I am lawfully  
18 entitled to vote in such precinct at the .... election to be  
19 held therein on ....; and that I wish to vote by vote by mail  
20 ~~absentee~~ ballot.

21 I hereby make application for an official ballot or ballots  
22 to be voted by me at such election, and I agree that I shall  
23 return such ballot or ballots to the official issuing the same  
24 prior to the closing of the polls on the date of the election  
25 or, if returned by mail, postmarked no later than midnight

1 preceding election day, for counting no later than during the  
2 period for counting provisional ballots, the last day of which  
3 is the 14th day following election day.

4 I understand that this application is made for an official  
5 vote by mail ~~absentee~~ ballot or ballots to be voted by me at  
6 the election specified in this application and that I must  
7 submit a separate application for an official vote by mail  
8 ~~absentee~~ ballot or ballots to be voted by me at any subsequent  
9 election.

10 Under penalties as provided by law pursuant to Section  
11 29-10 of The Election Code, the undersigned certifies that the  
12 statements set forth in this application are true and correct.

13 . . . . .

14 \*fill in either (1), (2) or (3).

15 Post office address to which ballot is mailed:

16 .....

17 However, if application is made for a primary election  
18 ballot, such application shall require the applicant to  
19 designate the name of the political party with which the  
20 applicant is affiliated.

21 If application is made electronically, the applicant shall  
22 mark the box associated with the above described statement  
23 included as part of the online application certifying that the  
24 statements set forth in this application are true and correct,  
25 and a signature is not required.

26 Any person may produce, reproduce, distribute, or return to

1 an election authority the application for vote by mail ~~absentee~~  
2 ballot. Upon receipt, the appropriate election authority shall  
3 accept and promptly process any application for vote by mail  
4 ~~absentee~~ ballot submitted in a form substantially similar to  
5 that required by this Section, including any substantially  
6 similar production or reproduction generated by the applicant.  
7 (Source: P.A. 97-766, eff. 7-6-12; 98-115, eff. 7-29-13.)

8 (10 ILCS 5/19-4) (from Ch. 46, par. 19-4)

9 Sec. 19-4. Mailing or delivery of ballots; time.  
10 Immediately upon the receipt of such application either by mail  
11 or electronic means, not more than 90 ~~40~~ days nor less than 5  
12 days prior to such election, or by personal delivery not more  
13 than 90 ~~40~~ days nor less than one day prior to such election,  
14 at the office of such election authority, it shall be the duty  
15 of such election authority to examine the records to ascertain  
16 whether or not such applicant is lawfully entitled to vote as  
17 requested, including a verification of the applicant's  
18 signature by comparison with the signature on the official  
19 registration record card, and if found so to be entitled to  
20 vote, to post within one business day thereafter the name,  
21 street address, ward and precinct number or township and  
22 district number, as the case may be, of such applicant given on  
23 a list, the pages of which are to be numbered consecutively to  
24 be kept by such election authority for such purpose in a  
25 conspicuous, open and public place accessible to the public at

1 the entrance of the office of such election authority, and in  
2 such a manner that such list may be viewed without necessity of  
3 requesting permission therefor. Within one day after posting  
4 the name and other information of an applicant for a vote by  
5 mail ~~an absentee~~ ballot, the election authority shall transmit  
6 by electronic means pursuant to a process established by the  
7 State Board of Elections that name and other posted information  
8 to the State Board of Elections, which shall maintain those  
9 names and other information in an electronic format on its  
10 website, arranged by county and accessible to State and local  
11 political committees. Within 2 business days after posting a  
12 name and other information on the list within its office, but  
13 no sooner than 40 days before an election, the election  
14 authority shall mail, postage prepaid, or deliver in person in  
15 such office an official ballot or ballots if more than one are  
16 to be voted at said election. Mail delivery of Temporarily  
17 Absent Student ballot applications pursuant to Section 19-12.3  
18 shall be by nonforwardable mail. However, for the consolidated  
19 election, vote by mail ~~absentee~~ ballots for certain precincts  
20 may be delivered to applicants not less than 25 days before the  
21 election if so much time is required to have prepared and  
22 printed the ballots containing the names of persons nominated  
23 for offices at the consolidated primary. The election authority  
24 shall enclose with each vote by mail ~~absentee~~ ballot or  
25 application written instructions on how voting assistance  
26 shall be provided pursuant to Section 17-14 and a document,

1 written and approved by the State Board of Elections, informing  
2 the vote by mail voter of the required postage for returning  
3 the application and ballot, and enumerating the circumstances  
4 under which a person is authorized to vote by vote by mail  
5 ~~absentee~~ ballot pursuant to this Article; such document shall  
6 also include a statement informing the applicant that if he or  
7 she falsifies or is solicited by another to falsify his or her  
8 eligibility to cast a vote by mail ~~an absentee~~ ballot, such  
9 applicant or other is subject to penalties pursuant to Section  
10 29-10 and Section 29-20 of the Election Code. Each election  
11 authority shall maintain a list of the name, street address,  
12 ward and precinct, or township and district number, as the case  
13 may be, of all applicants who have returned vote by mail  
14 ~~absentee~~ ballots to such authority, and the name of such vote  
15 by mail ~~absent~~ voter shall be added to such list within one  
16 business day from receipt of such ballot. If the vote by mail  
17 ~~absentee~~ ballot envelope indicates that the voter was assisted  
18 in casting the ballot, the name of the person so assisting  
19 shall be included on the list. The list, the pages of which are  
20 to be numbered consecutively, shall be kept by each election  
21 authority in a conspicuous, open, and public place accessible  
22 to the public at the entrance of the office of the election  
23 authority and in a manner that the list may be viewed without  
24 necessity of requesting permission for viewing.

25 Each election authority shall maintain a list for each  
26 election of the voters to whom it has issued vote by mail

1 ~~absentee~~ ballots. The list shall be maintained for each  
2 precinct within the jurisdiction of the election authority.  
3 Prior to the opening of the polls on election day, the election  
4 authority shall deliver to the judges of election in each  
5 precinct the list of registered voters in that precinct to whom  
6 vote by mail ~~absentee~~ ballots have been issued by mail.

7 Each election authority shall maintain a list for each  
8 election of voters to whom it has issued temporarily absent  
9 student ballots. The list shall be maintained for each election  
10 jurisdiction within which such voters temporarily abide.  
11 Immediately after the close of the period during which  
12 application may be made by mail or electronic means for vote by  
13 mail ~~absentee~~ ballots, each election authority shall mail to  
14 each other election authority within the State a certified list  
15 of all such voters temporarily abiding within the jurisdiction  
16 of the other election authority.

17 In the event that the return address of an application for  
18 ballot by a physically incapacitated elector is that of a  
19 facility licensed or certified under the Nursing Home Care Act,  
20 the Specialized Mental Health Rehabilitation Act of 2013, or  
21 the ID/DD Community Care Act, within the jurisdiction of the  
22 election authority, and the applicant is a registered voter in  
23 the precinct in which such facility is located, the ballots  
24 shall be prepared and transmitted to a responsible judge of  
25 election no later than 9 a.m. on the Saturday, Sunday or Monday  
26 immediately preceding the election as designated by the

1 election authority under Section 19-12.2. Such judge shall  
2 deliver in person on the designated day the ballot to the  
3 applicant on the premises of the facility from which  
4 application was made. The election authority shall by mail  
5 notify the applicant in such facility that the ballot will be  
6 delivered by a judge of election on the designated day.

7 All applications for vote by mail ~~absentee~~ ballots shall be  
8 available at the office of the election authority for public  
9 inspection upon request from the time of receipt thereof by the  
10 election authority until 30 days after the election, except  
11 during the time such applications are kept in the office of the  
12 election authority pursuant to Section 19-7, and except during  
13 the time such applications are in the possession of the judges  
14 of election.

15 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-813,  
16 eff. 7-13-12; 98-104, eff. 7-22-13; 98-115, eff. 7-29-13;  
17 98-756, eff. 7-16-14.)

18 (10 ILCS 5/19-5) (from Ch. 46, par. 19-5)

19 Sec. 19-5. It shall be the duty of the election authority  
20 to fold the ballot or ballots in the manner specified by the  
21 statute for folding ballots prior to their deposit in the  
22 ballot box, and to enclose such ballot or ballots in an  
23 envelope unsealed to be furnished by him, which envelope shall  
24 bear upon the face thereof the name, official title and post  
25 office address of the election authority, and upon the other

1 side a printed certification in substantially the following  
2 form:

3 I state that I am a resident of the .... precinct of the  
4 (1) \*township of .... (2) \*City of .... or (3) \*.... ward in  
5 the city of .... residing at .... in such city or town in the  
6 county of .... and State of Illinois, that I have lived at such  
7 address for .... months last past; and that I am lawfully  
8 entitled to vote in such precinct at the .... election to be  
9 held on .....

10 \*fill in either (1), (2) or (3).

11 I further state that I personally marked the enclosed  
12 ballot in secret.

13 Under penalties of perjury as provided by law pursuant to  
14 Section 29-10 of The Election Code, the undersigned certifies  
15 that the statements set forth in this certification are true  
16 and correct.

17 .....

18 If the ballot is to go to an elector who is physically  
19 incapacitated and needs assistance marking the ballot, the  
20 envelope shall bear upon the back thereof a certification in  
21 substantially the following form:

22 I state that I am a resident of the .... precinct of the  
23 (1) \*township of .... (2) \*City of .... or (3) \*.... ward in  
24 the city of .... residing at .... in such city or town in the  
25 county of .... and State of Illinois, that I have lived at such  
26 address for .... months last past; that I am lawfully entitled

1 to vote in such precinct at the .... election to be held on  
2 ....; that I am physically incapable of personally marking the  
3 ballot for such election.

4 \*fill in either (1), (2) or (3).

5 I further state that I marked the enclosed ballot in secret  
6 with the assistance of

7 .....  
8 (Individual rendering assistance)  
9 .....  
10 (Residence Address)

11 Under penalties of perjury as provided by law pursuant to  
12 Section 29-10 of The Election Code, the undersigned certifies  
13 that the statements set forth in this certification are true  
14 and correct.

15 .....

16 In the case of a voter with a physical incapacity, marking  
17 a ballot in secret includes marking a ballot with the  
18 assistance of another individual, other than a candidate whose  
19 name appears on the ballot (unless the voter is the spouse or a  
20 parent, child, brother, or sister of the candidate), the  
21 voter's employer, an agent of that employer, or an officer or  
22 agent of the voter's union, when the voter's physical  
23 incapacity necessitates such assistance.

24 In the case of a physically incapacitated voter, marking a  
25 ballot in secret includes marking a ballot with the assistance  
26 of another individual, other than a candidate whose name

1 appears on the ballot (unless the voter is the spouse or a  
2 parent, child, brother, or sister of the candidate), the  
3 voter's employer, an agent of that employer, or an officer or  
4 agent of the voter's union, when the voter's physical  
5 incapacity necessitates such assistance.

6 Provided, that if the ballot enclosed is to be voted at a  
7 primary election, the certification shall designate the name of  
8 the political party with which the voter is affiliated.

9 In addition to the above, the election authority shall  
10 provide printed slips giving full instructions regarding the  
11 manner of marking and returning the ballot in order that the  
12 same may be counted, and shall furnish one of such printed  
13 slips to each of such applicants at the same time the ballot is  
14 delivered to him. Such instructions shall include the following  
15 statement: "In signing the certification on the vote by mail  
16 ~~absentee~~ ballot envelope, you are attesting that you personally  
17 marked this vote by mail ~~absentee~~ ballot in secret. If you are  
18 physically unable to mark the ballot, a friend or relative may  
19 assist you after completing the enclosed affidavit. Federal and  
20 State laws prohibit a candidate whose name appears on the  
21 ballot (unless you are the spouse or a parent, child, brother,  
22 or sister of the candidate), your employer, your employer's  
23 agent or an officer or agent of your union from assisting  
24 physically disabled voters."

25 In addition to the above, if a ballot to be provided to an  
26 elector pursuant to this Section contains a public question

1 described in subsection (b) of Section 28-6 and the territory  
2 concerning which the question is to be submitted is not  
3 described on the ballot due to the space limitations of such  
4 ballot, the election authority shall provide a printed copy of  
5 a notice of the public question, which shall include a  
6 description of the territory in the manner required by Section  
7 16-7. The notice shall be furnished to the elector at the same  
8 time the ballot is delivered to the elector.

9 (Source: P.A. 95-440, eff. 8-27-07; 96-553, eff. 8-17-09.)

10 (10 ILCS 5/19-6) (from Ch. 46, par. 19-6)

11 Sec. 19-6. Such vote by mail ~~absent~~ voter shall make and  
12 subscribe to the certifications provided for in the application  
13 and on the return envelope for the ballot, and such ballot or  
14 ballots shall be folded by such voter in the manner required to  
15 be folded before depositing the same in the ballot box, and be  
16 deposited in such envelope and the envelope securely sealed.  
17 The voter shall then endorse his certificate upon the back of  
18 the envelope and the envelope shall be mailed in person by such  
19 voter, postage prepaid, to the election authority issuing the  
20 ballot or, if more convenient, it may be delivered in person,  
21 by either the voter or by any person authorized by the voter ~~a~~  
22 ~~spouse, parent, child, brother or sister of the voter~~, or by a  
23 company licensed as a motor carrier of property by the Illinois  
24 Commerce Commission under the Illinois Commercial  
25 Transportation Law, which is engaged in the business of making



1 .....  
.....

2 Printed Name of Authorized Delivery Agent

3 .....  
.....

4 Signature of Authorized Delivery Agency

5 .....  
.....

6 Date Delivered to the Election Authority

7 ~~If an absentee voter gives his ballot and ballot envelope to a~~  
8 ~~spouse, parent, child, brother or sister of the voter or to a~~  
9 ~~company which is engaged in the business of making deliveries~~  
10 ~~for delivery to the election authority, the voter shall give an~~  
11 ~~authorization form to the person making the delivery. The~~  
12 ~~person making the delivery shall present the authorization to~~  
13 ~~the election authority. The authorization shall be in~~  
14 ~~substantially the following form:~~

15 I ..... (absentee voter) authorize .....  
16 to take my ballot to the office of the election authority.

17 .....  
.....

18 \_\_\_\_\_ Date \_\_\_\_\_ Signature of voter

19 .....  
.....

20 \_\_\_\_\_ Hour \_\_\_\_\_ Address

21 .....  
.....

1 \_\_\_\_\_ Date \_\_\_\_\_ Signature of Authorized  
 2 \_\_\_\_\_ Individual

3 .....  
 4 \_\_\_\_\_ Hour \_\_\_\_\_ Relationship (if any)

5 (Source: P.A. 89-653, eff. 8-14-96.)

6 (10 ILCS 5/19-7) (from Ch. 46, par. 19-7)

7 Sec. 19-7. (a) Upon receipt of such vote by mail ~~absent~~  
 8 voter's ballot, the election authority shall forthwith enclose  
 9 the same unopened, together with the application made by said  
 10 vote by mail ~~absent~~ voter in a large or carrier envelope which  
 11 shall be securely sealed and endorsed with the name and  
 12 official title of such officer and the words, "This envelope  
 13 contains a vote by mail ~~an absent voter's~~ ballot and must be  
 14 opened on election day," together with the number and  
 15 description of the precinct in which said ballot is to be  
 16 voted, and such officer shall thereafter safely keep the same  
 17 in his office until counted by him as provided in the next  
 18 section.

19 (b) Within one day after receipt of such vote by mail  
 20 ~~absent~~ voter's ballot, the election authority shall transmit,  
 21 by electronic means pursuant to a process established by the  
 22 State Board of Elections, the voter's name, street address,  
 23 e-mail address, and precinct, ward, township, and district  
 24 numbers, as the case may be, to the State Board of Elections,

1 which shall maintain those names and that information in an  
2 electronic format on its website, arranged by county and  
3 accessible to State and local political committees.

4 (Source: P.A. 98-115, eff. 7-29-13.)

5 (10 ILCS 5/19-8) (from Ch. 46, par. 19-8)

6 Sec. 19-8. Time and place of counting ballots.

7 (a) (Blank.)

8 (b) Each vote by mail ~~absent~~ voter's ballot returned to an  
9 election authority, by any means authorized by this Article,  
10 and received by that election authority before the closing of  
11 the polls on election day shall be endorsed by the receiving  
12 election authority with the day and hour of receipt and may be  
13 processed by the election authority beginning on the 15th day  
14 before election day ~~shall be counted~~ in the central ballot  
15 counting location of the election authority, but the results of  
16 the processing may not be counted until ~~on~~ the day of the  
17 election after 7:00 p.m., except as provided in subsections (g)  
18 and (g-5).

19 (c) Each vote by mail ~~absent~~ voter's ballot that is mailed  
20 to an election authority and postmarked no later than ~~by the~~  
21 ~~midnight preceding the opening of the polls on~~ election day,  
22 but that is received by the election authority after the polls  
23 close on election day and before the close of the period for  
24 counting provisional ballots cast at that election, shall be  
25 endorsed by the receiving authority with the day and hour of

1 receipt and shall be counted at the central ballot counting  
2 location of the election authority during the period for  
3 counting provisional ballots.

4 Each vote by mail ~~absent~~ voter's ballot that is mailed to  
5 an election authority absent a postmark, but that is received  
6 by the election authority after the polls close on election day  
7 and before the close of the period for counting provisional  
8 ballots cast at that election, shall be endorsed by the  
9 receiving authority with the day and hour of receipt, opened to  
10 inspect the date inserted on the certification, and, if the  
11 certification date is a date preceding the election day and the  
12 ballot is otherwise found to be valid under the requirements of  
13 this Section, counted at the central ballot counting location  
14 of the election authority during the period for counting  
15 provisional ballots. Absent a date on the certification, the  
16 ballot shall not be counted.

17 (d) Special write-in vote by mail ~~absentee~~ voter's blank  
18 ballots returned to an election authority, by any means  
19 authorized by this Article, and received by the election  
20 authority at any time before the closing of the polls on  
21 election day shall be endorsed by the receiving election  
22 authority with the day and hour of receipt and shall be counted  
23 at the central ballot counting location of the election  
24 authority during the same period provided for counting vote by  
25 mail ~~absent~~ voters' ballots under subsections (b), (g), and  
26 (g-5). Special write-in vote by mail ~~absentee~~ voter's blank

1 ballots that are mailed to an election authority and postmarked  
2 no later than ~~by the midnight preceding the opening of the~~  
3 ~~polls on~~ election day, but that are received by the election  
4 authority after the polls close on election day and before the  
5 closing of the period for counting provisional ballots cast at  
6 that election, shall be endorsed by the receiving authority  
7 with the day and hour of receipt and shall be counted at the  
8 central ballot counting location of the election authority  
9 during the same periods provided for counting vote by mail  
10 ~~absent~~ voters' ballots under subsection (c).

11 (e) Except as otherwise provided in this Section, vote by  
12 mail ~~absent~~ voters' ballots and special write-in vote by mail  
13 ~~absentee~~ voter's blank ballots received by the election  
14 authority after the closing of the polls on an election day  
15 shall be endorsed by the election authority receiving them with  
16 the day and hour of receipt and shall be safely kept unopened  
17 by the election authority for the period of time required for  
18 the preservation of ballots used at the election, and shall  
19 then, without being opened, be destroyed in like manner as the  
20 used ballots of that election.

21 (f) Counting required under this Section to begin on  
22 election day after the closing of the polls shall commence no  
23 later than 8:00 p.m. and shall be conducted by a panel or  
24 panels of election judges appointed in the manner provided by  
25 law. The counting shall continue until all vote by mail ~~absent~~  
26 voters' ballots and special write-in vote by mail ~~absentee~~

1 voter's blank ballots required to be counted on election day  
2 have been counted.

3 (g) The procedures set forth in Articles 17 and 18 of this  
4 Code shall apply to all ballots counted under this Section. In  
5 addition, within 2 days after a vote by mail ~~an absentee~~  
6 ~~ballot, other than an in person absentee ballot,~~ is received,  
7 but in all cases before the close of the period for counting  
8 provisional ballots, the election judge or official shall  
9 compare the voter's signature on the certification envelope of  
10 that vote by mail ~~absentee~~ ballot with the signature of the  
11 voter on file in the office of the election authority. If the  
12 election judge or official determines that the 2 signatures  
13 match, and that the vote by mail ~~absentee~~ voter is otherwise  
14 qualified to cast a vote by mail ~~an absentee~~ ballot, the  
15 election authority shall cast and count the ballot on election  
16 day or the day the ballot is determined to be valid, whichever  
17 is later, adding the results to the precinct in which the voter  
18 is registered. If the election judge or official determines  
19 that the signatures do not match, or that the vote by mail  
20 ~~absentee~~ voter is not qualified to cast a vote by mail ~~an~~  
21 ~~absentee~~ ballot, then without opening the certification  
22 envelope, the judge or official shall mark across the face of  
23 the certification envelope the word "Rejected" and shall not  
24 cast or count the ballot.

25 In addition to the voter's signatures not matching, a vote  
26 by mail ~~an absentee~~ ballot may be rejected by the election

1 judge or official:

2 (1) if the ballot envelope is open or has been opened  
3 and resealed;

4 (2) if the voter has already cast an early or grace  
5 period ballot;

6 (3) if the voter voted in person on election day or the  
7 voter is not a duly registered voter in the precinct; or

8 (4) on any other basis set forth in this Code.

9 If the election judge or official determines that any of  
10 these reasons apply, the judge or official shall mark across  
11 the face of the certification envelope the word "Rejected" and  
12 shall not cast or count the ballot.

13 (g-5) If a vote by mail ~~an absentee ballot, other than an~~  
14 ~~in person absentee ballot,~~ is rejected by the election judge or  
15 official for any reason, the election authority shall, within 2  
16 days after the rejection but in all cases before the close of  
17 the period for counting provisional ballots, notify the vote by  
18 mail ~~absentee~~ voter that his or her ballot was rejected. The  
19 notice shall inform the voter of the reason or reasons the  
20 ballot was rejected and shall state that the voter may appear  
21 before the election authority, on or before the 14th day after  
22 the election, to show cause as to why the ballot should not be  
23 rejected. The voter may present evidence to the election  
24 authority supporting his or her contention that the ballot  
25 should be counted. The election authority shall appoint a panel  
26 of 3 election judges to review the contested ballot,

1 application, and certification envelope, as well as any  
2 evidence submitted by the vote by mail ~~absentee~~ voter. No more  
3 than 2 election judges on the reviewing panel shall be of the  
4 same political party. The reviewing panel of election judges  
5 shall make a final determination as to the validity of the  
6 contested vote by mail ~~absentee~~ ballot. The judges'  
7 determination shall not be reviewable either administratively  
8 or judicially.

9 A vote by mail ~~An absentee~~ ballot subject to this  
10 subsection that is determined to be valid shall be counted  
11 before the close of the period for counting provisional  
12 ballots.

13 (g-10) All vote by mail ~~absentee~~ ballots determined to be  
14 valid shall be added to the vote totals for the precincts for  
15 which they were cast in the order in which the ballots were  
16 opened.

17 (h) Each political party, candidate, and qualified civic  
18 organization shall be entitled to have present one pollwatcher  
19 for each panel of election judges therein assigned.

20 (Source: P.A. 94-557, eff. 8-12-05; 94-1000, eff. 7-3-06;  
21 95-699, eff. 11-9-07.)

22 (10 ILCS 5/19-10) (from Ch. 46, par. 19-10)

23 Sec. 19-10. Pollwatchers may be appointed to observe early  
24 ~~in person absentee~~ voting procedures and view all reasonably  
25 requested records relating to the conduct of the election,

1 provided the secrecy of the ballot is not impinged, at the  
2 office of the election authority as well as at municipal,  
3 township or road district clerks' offices where such early  
4 ~~absentee~~ voting is conducted. Such pollwatchers shall qualify  
5 and be appointed in the same manner as provided in Sections  
6 7-34 and 17-23, except each candidate, political party or  
7 organization of citizens may appoint only one pollwatcher for  
8 each location where early ~~in person absentee~~ voting is  
9 conducted. Pollwatchers must be registered to vote in Illinois  
10 and possess valid pollwatcher credentials.

11 ~~In the polling place on election day, pollwatchers shall be~~  
12 ~~permitted to be present during the casting of the absent~~  
13 ~~voters' ballots and the vote of any absent voter may be~~  
14 ~~challenged for cause the same as if he were present and voted~~  
15 ~~in person, and the judges of the election or a majority thereof~~  
16 ~~shall have power and authority to hear and determine the~~  
17 ~~legality of such ballot; Provided, however, that if a challenge~~  
18 ~~to any absent voter's right to vote is sustained, notice of the~~  
19 ~~same must be given by the judges of election by mail addressed~~  
20 ~~to the voter's place of residence.~~

21 Where certain vote by mail ~~absent~~ voters' ballots are  
22 counted on the day of the election in the office of the  
23 election authority as provided in Section 19-8 of this Act,  
24 each political party, candidate and qualified civic  
25 organization shall be entitled to have present one pollwatcher  
26 for each panel of election judges therein assigned. Such

1 pollwatchers shall be subject to the same provisions as are  
2 provided for pollwatchers in Sections 7-34 and 17-23 of this  
3 Code, and shall be permitted to observe the election judges  
4 making the signature comparison between that which is on the  
5 ballot envelope and that which is on the permanent voter  
6 registration record card taken from the master file.

7 (Source: P.A. 93-574, eff. 8-21-03; 94-645, eff. 8-22-05.)

8 (10 ILCS 5/19-12.1) (from Ch. 46, par. 19-12.1)

9 Sec. 19-12.1. Any qualified elector who has secured an  
10 Illinois Person with a Disability Identification Card in  
11 accordance with the Illinois Identification Card Act,  
12 indicating that the person named thereon has a Class 1A or  
13 Class 2 disability or any qualified voter who has a permanent  
14 physical incapacity of such a nature as to make it improbable  
15 that he will be able to be present at the polls at any future  
16 election, or any voter who is a resident of (i) a federally  
17 operated veterans' home, hospital, or facility located in  
18 Illinois or (ii) a facility licensed or certified pursuant to  
19 the Nursing Home Care Act, the Specialized Mental Health  
20 Rehabilitation Act of 2013, or the ID/DD Community Care Act and  
21 has a condition or disability of such a nature as to make it  
22 improbable that he will be able to be present at the polls at  
23 any future election, may secure a disabled voter's or nursing  
24 home resident's identification card, which will enable him to  
25 vote under this Article as a physically incapacitated or

1 nursing home voter. For the purposes of this Section,  
2 "federally operated veterans' home, hospital, or facility"  
3 means the long-term care facilities at the Jesse Brown VA  
4 Medical Center, Illiana Health Care System, Edward Hines, Jr.  
5 VA Hospital, Marion VA Medical Center, and Captain James A.  
6 Lovell Federal Health Care Center.

7 Application for a disabled voter's or nursing home  
8 resident's identification card shall be made either: (a) in  
9 writing, with voter's sworn affidavit, to the county clerk or  
10 board of election commissioners, as the case may be, and shall  
11 be accompanied by the affidavit of the attending physician  
12 specifically describing the nature of the physical incapacity  
13 or the fact that the voter is a nursing home resident and is  
14 physically unable to be present at the polls on election days;  
15 or (b) by presenting, in writing or otherwise, to the county  
16 clerk or board of election commissioners, as the case may be,  
17 proof that the applicant has secured an Illinois Person with a  
18 Disability Identification Card indicating that the person  
19 named thereon has a Class 1A or Class 2 disability. Upon the  
20 receipt of either the sworn-to application and the physician's  
21 affidavit or proof that the applicant has secured an Illinois  
22 Person with a Disability Identification Card indicating that  
23 the person named thereon has a Class 1A or Class 2 disability,  
24 the county clerk or board of election commissioners shall issue  
25 a disabled voter's or nursing home resident's identification  
26 card. Such identification cards shall be issued for a period of

1 5 years, upon the expiration of which time the voter may secure  
2 a new card by making application in the same manner as is  
3 prescribed for the issuance of an original card, accompanied by  
4 a new affidavit of the attending physician. The date of  
5 expiration of such five-year period shall be made known to any  
6 interested person by the election authority upon the request of  
7 such person. Applications for the renewal of the identification  
8 cards shall be mailed to the voters holding such cards not less  
9 than 3 months prior to the date of expiration of the cards.

10 Each disabled voter's or nursing home resident's  
11 identification card shall bear an identification number, which  
12 shall be clearly noted on the voter's original and duplicate  
13 registration record cards. In the event the holder becomes  
14 physically capable of resuming normal voting, he must surrender  
15 his disabled voter's or nursing home resident's identification  
16 card to the county clerk or board of election commissioners  
17 before the next election.

18 The holder of a disabled voter's or nursing home resident's  
19 identification card may make application by mail for an  
20 official ballot within the time prescribed by Section 19-2.  
21 Such application shall contain the same information as is  
22 included in the form of application for ballot by a physically  
23 incapacitated elector prescribed in Section 19-3 except that it  
24 shall also include the applicant's disabled voter's  
25 identification card number and except that it need not be sworn  
26 to. If an examination of the records discloses that the

1 applicant is lawfully entitled to vote, he shall be mailed a  
2 ballot as provided in Section 19-4. The ballot envelope shall  
3 be the same as that prescribed in Section 19-5 for physically  
4 disabled voters, and the manner of voting and returning the  
5 ballot shall be the same as that provided in this Article for  
6 other vote by mail ~~absentee~~ ballots, except that a statement to  
7 be subscribed to by the voter but which need not be sworn to  
8 shall be placed on the ballot envelope in lieu of the affidavit  
9 prescribed by Section 19-5.

10 Any person who knowingly subscribes to a false statement in  
11 connection with voting under this Section shall be guilty of a  
12 Class A misdemeanor.

13 For the purposes of this Section, "nursing home resident"  
14 includes a resident of (i) a federally operated veterans' home,  
15 hospital, or facility located in Illinois or (ii) a facility  
16 licensed under the ID/DD Community Care Act or the Specialized  
17 Mental Health Rehabilitation Act of 2013. For the purposes of  
18 this Section, "federally operated veterans' home, hospital, or  
19 facility" means the long-term care facilities at the Jesse  
20 Brown VA Medical Center, Illiana Health Care System, Edward  
21 Hines, Jr. VA Hospital, Marion VA Medical Center, and Captain  
22 James A. Lovell Federal Health Care Center.

23 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-275,  
24 eff. 1-1-12; 97-813, eff. 7-13-12; 97-1064, eff. 1-1-13;  
25 98-104, eff. 7-22-13.)

1 (10 ILCS 5/19-12.2) (from Ch. 46, par. 19-12.2)

2 Sec. 19-12.2. Voting by physically incapacitated electors  
3 who have made proper application to the election authority not  
4 later than 5 days before the regular primary and general  
5 election of 1980 and before each election thereafter shall be  
6 conducted on the premises of (i) federally operated veterans'  
7 homes, hospitals, and facilities located in Illinois or (ii)  
8 facilities licensed or certified pursuant to the Nursing Home  
9 Care Act, the Specialized Mental Health Rehabilitation Act of  
10 2013, or the ID/DD Community Care Act for the sole benefit of  
11 residents of such homes, hospitals, and facilities. For the  
12 purposes of this Section, "federally operated veterans' home,  
13 hospital, or facility" means the long-term care facilities at  
14 the Jesse Brown VA Medical Center, Illiana Health Care System,  
15 Edward Hines, Jr. VA Hospital, Marion VA Medical Center, and  
16 Captain James A. Lovell Federal Health Care Center. Such voting  
17 shall be conducted during any continuous period sufficient to  
18 allow all applicants to cast their ballots between the hours of  
19 9 a.m. and 7 p.m. either on the Friday, Saturday, Sunday or  
20 Monday immediately preceding the regular election. This vote by  
21 mail ~~absentee~~ voting on one of said days designated by the  
22 election authority shall be supervised by two election judges  
23 who must be selected by the election authority in the following  
24 order of priority: (1) from the panel of judges appointed for  
25 the precinct in which such home, hospital, or facility is  
26 located, or from a panel of judges appointed for any other

1 precinct within the jurisdiction of the election authority in  
2 the same ward or township, as the case may be, in which the  
3 home, hospital, or facility is located or, only in the case  
4 where a judge or judges from the precinct, township or ward are  
5 unavailable to serve, (3) from a panel of judges appointed for  
6 any other precinct within the jurisdiction of the election  
7 authority. The two judges shall be from different political  
8 parties. Not less than 30 days before each regular election,  
9 the election authority shall have arranged with the chief  
10 administrative officer of each home, hospital, or facility in  
11 his or its election jurisdiction a mutually convenient time  
12 period on the Friday, Saturday, Sunday or Monday immediately  
13 preceding the election for such voting on the premises of the  
14 home, hospital, or facility and shall post in a prominent place  
15 in his or its office a notice of the agreed day and time period  
16 for conducting such voting at each home, hospital, or facility;  
17 provided that the election authority shall not later than noon  
18 on the Thursday before the election also post the names and  
19 addresses of those homes, hospitals, and facilities from which  
20 no applications were received and in which no supervised vote  
21 by mail ~~absentee~~ voting will be conducted. All provisions of  
22 this Code applicable to pollwatchers shall be applicable  
23 herein. To the maximum extent feasible, voting booths or  
24 screens shall be provided to insure the privacy of the voter.  
25 Voting procedures shall be as described in Article 17 of this  
26 Code, except that ballots shall be treated as vote by mail

1 ~~absentee~~ ballots and shall not be counted until the close of  
2 the polls on the following day. After the last voter has  
3 concluded voting, the judges shall seal the ballots in an  
4 envelope and affix their signatures across the flap of the  
5 envelope. Immediately thereafter, the judges shall bring the  
6 sealed envelope to the office of the election authority who  
7 shall deliver such ballots to the election authority's central  
8 ballot counting location prior to the closing of the polls on  
9 the day of election. The judges of election shall also report  
10 to the election authority the name of any applicant in the  
11 home, hospital, or facility who, due to unforeseen circumstance  
12 or condition or because of a religious holiday, was unable to  
13 vote. In this event, the election authority may appoint a  
14 qualified person from his or its staff to deliver the ballot to  
15 such applicant on the day of election. This staff person shall  
16 follow the same procedures prescribed for judges conducting  
17 vote by mail ~~absentee~~ voting in such homes, hospitals, or  
18 facilities and shall return the ballot to the central ballot  
19 counting location before the polls close. However, if the home,  
20 hospital, or facility from which the application was made is  
21 also used as a regular precinct polling place for that voter,  
22 voting procedures heretofore prescribed may be implemented by 2  
23 of the election judges of opposite party affiliation assigned  
24 to that polling place during the hours of voting on the day of  
25 the election. Judges of election shall be compensated not less  
26 than \$25.00 for conducting vote by mail ~~absentee~~ voting in such

1 homes, hospitals, or facilities.

2 Not less than 120 days before each regular election, the  
3 Department of Public Health shall certify to the State Board of  
4 Elections a list of the facilities licensed or certified  
5 pursuant to the Nursing Home Care Act, the Specialized Mental  
6 Health Rehabilitation Act of 2013, or the ID/DD Community Care  
7 Act. The lists shall indicate the approved bed capacity and the  
8 name of the chief administrative officer of each such home,  
9 hospital, or facility, and the State Board of Elections shall  
10 certify the same to the appropriate election authority within  
11 20 days thereafter.

12 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-275,  
13 eff. 1-1-12; 97-813, eff. 7-13-12; 98-104, eff. 7-22-13.)

14 (10 ILCS 5/19-13) (from Ch. 46, par. 19-13)

15 Sec. 19-13. Any qualified voter who has been admitted to a  
16 hospital, nursing home, or rehabilitation center due to an  
17 illness or physical injury not more than 14 days before an  
18 election shall be entitled to personal delivery of a vote by  
19 mail ~~an absentee~~ ballot in the hospital, nursing home, or  
20 rehabilitation center subject to the following conditions:

21 (1) The voter completes the Application for Physically  
22 Incapacitated Elector as provided in Section 19-3, stating as  
23 reasons therein that he is a patient in ..... (name  
24 of hospital/home/center), ..... located at,  
25 ..... (address of hospital/home/center),

1 ..... (county, city/village), was admitted for  
 2 ..... (nature of illness or physical injury), on  
 3 ..... (date of admission), and does not expect to be  
 4 released from the hospital/home/center on or before the day of  
 5 election or, if released, is expected to be homebound on the  
 6 day of the election and unable to travel to the polling place.

7 (2) The voter's physician completes a Certificate of  
 8 Attending Physician in a form substantially as follows:

9 CERTIFICATE OF ATTENDING PHYSICIAN

10 I state that I am a physician, duly licensed to practice in  
 11 the State of .....; that ..... is a patient in  
 12 ..... (name of hospital/home/center), located at  
 13 ..... (address of hospital/home/center),  
 14 ..... (county, city/village); that such individual  
 15 was admitted for ..... (nature of illness or physical  
 16 injury), on ..... (date of admission); and that I have  
 17 examined such individual in the State in which I am licensed to  
 18 practice medicine and do not expect such individual to be  
 19 released from the hospital/home/center on or before the day of  
 20 election or, if released, to be able to travel to the polling  
 21 place on election day.

22 Under penalties as provided by law pursuant to Section  
 23 29-10 of The Election Code, the undersigned certifies that the  
 24 statements set forth in this certification are true and  
 25 correct.

26 (Signature) .....

1 (Date licensed) .....

2 (3) Any person who is registered to vote in the same  
3 precinct as the admitted voter or any legal relative of the  
4 admitted voter may present such voter's vote by mail ~~absentee~~  
5 ballot application, completed as prescribed in paragraph 1,  
6 accompanied by the physician's certificate, completed as  
7 prescribed in paragraph 2, to the election authority. Such  
8 precinct voter or relative shall execute and sign an affidavit  
9 furnished by the election authority attesting that he is a  
10 registered voter in the same precinct as the admitted voter or  
11 that he is a legal relative of the admitted voter and stating  
12 the nature of the relationship. Such precinct voter or relative  
13 shall further attest that he has been authorized by the  
14 admitted voter to obtain his or her vote by mail ~~absentee~~  
15 ballot from the election authority and deliver such ballot to  
16 him in the hospital, home, or center.

17 Upon receipt of the admitted voter's application,  
18 physician's certificate, and the affidavit of the precinct  
19 voter or the relative, the election authority shall examine the  
20 registration records to determine if the applicant is qualified  
21 to vote and, if found to be qualified, shall provide the  
22 precinct voter or the relative the vote by mail ~~absentee~~ ballot  
23 for delivery to the applicant.

24 Upon receipt of the vote by mail ~~absentee~~ ballot, the  
25 admitted voter shall mark the ballot in secret and subscribe to  
26 the certifications on the vote by mail ~~absentee~~ ballot return

1 envelope. After depositing the ballot in the return envelope  
2 and securely sealing the envelope, such voter shall give the  
3 envelope to the precinct voter or the relative who shall  
4 deliver it to the election authority in sufficient time for the  
5 ballot to be delivered by the election authority to the  
6 election authority's central ballot counting location before 7  
7 p.m. on election day.

8 Upon receipt of the admitted voter's vote by mail ~~absentee~~  
9 ballot, the ballot shall be counted in the manner prescribed in  
10 this Article.

11 (Source: P.A. 94-18, eff. 6-14-05; 94-1000, eff. 7-3-06;  
12 95-878, eff. 1-1-09.)

13 (10 ILCS 5/19-15)

14 Sec. 19-15. Precinct tabulation optical scan technology  
15 voting equipment. If the election authority has adopted the use  
16 of Precinct Tabulation Optical Scan Technology voting  
17 equipment pursuant to Article 24B of this Code, and the  
18 provisions of the Article are in conflict with the provisions  
19 of this Article 19, the provisions of Article 24B shall govern  
20 the procedures followed by the election authority, its judges  
21 of elections, and all employees and agents, provided that vote  
22 by mail ~~absentee~~ ballots are counted at the election  
23 authority's central ballot counting location. In following the  
24 provisions of Article 24B, the election authority is authorized  
25 to develop and implement procedures to fully utilize Precinct

1 Tabulation Optical Scan Technology voting equipment, at the  
2 central ballot counting location, authorized by the State Board  
3 of Elections as long as the procedure is not in conflict with  
4 either Article 24B or the administrative rules of the State  
5 Board of Elections.

6 (Source: P.A. 94-1000, eff. 7-3-06.)

7 (10 ILCS 5/19-20)

8 Sec. 19-20. Report on vote by mail ~~absentee~~ ballots. This  
9 Section applies to vote by mail ~~absentee~~ ballots ~~other than~~  
10 ~~in-person absentee ballots.~~

11 On or before the 21st day after an election, each election  
12 authority shall transmit to the State Board of Elections the  
13 following information with respect to that election:

14 (1) The number, by precinct, of vote by mail ~~absentee~~  
15 ballots requested, provided, and counted.

16 (2) The number of rejected vote by mail ~~absentee~~  
17 ballots.

18 (3) The number of voters seeking review of rejected  
19 vote by mail ~~absentee~~ ballots pursuant to subsection (g-5)  
20 of Section 19-8.

21 (4) The number of vote by mail ~~absentee~~ ballots counted  
22 following review pursuant to subsection (g-5) of Section  
23 19-8.

24 On or before the 28th day after an election, the State Board of  
25 Elections shall compile the information received under this

1 Section with respect to that election and make that information  
2 available to the public.

3 (Source: P.A. 94-1000, eff. 7-3-06.)

4 (10 ILCS 5/19A-10)

5 Sec. 19A-10. Permanent polling places for early voting.

6 (a) An election authority may establish permanent polling  
7 places for early voting by personal appearance at locations  
8 throughout the election authority's jurisdiction, including  
9 but not limited to a municipal clerk's office, a township  
10 clerk's office, a road district clerk's office, or a county or  
11 local public agency office. ~~Any Except as otherwise provided in~~  
12 ~~subsection (b), any person entitled to vote early by personal~~  
13 ~~appearance may do so at any polling place established for early~~  
14 ~~voting.~~

15 (b) (Blank). ~~If it is impractical for the election~~  
16 ~~authority to provide at each polling place for early voting a~~  
17 ~~ballot in every form required in the election authority's~~  
18 ~~jurisdiction, the election authority may:~~

19 ~~(1) provide appropriate forms of ballots to the office~~  
20 ~~of the municipal clerk in a municipality not having a board~~  
21 ~~of election commissioners; the township clerk; or in~~  
22 ~~counties not under township organization, the road~~  
23 ~~district clerk; and~~

24 ~~(2) limit voting at that polling place to registered~~  
25 ~~voters in that municipality, ward or group of wards,~~

1 ~~township, or road district.~~

2 ~~If the early voting polling place does not have the correct~~  
3 ~~ballot form for a person seeking to vote early, the election~~  
4 ~~judge or election official conducting early voting at that~~  
5 ~~polling place shall inform the person of that fact, give the~~  
6 ~~person the appropriate telephone number of the election~~  
7 ~~authority in order to locate an early voting polling place with~~  
8 ~~the correct ballot form for use in that person's assigned~~  
9 ~~precinct, and instruct the person to go to the proper early~~  
10 ~~voting polling place to vote early.~~

11 (c) During each general primary and general election, each  
12 election authority in a county with a population over 250,000  
13 shall establish at least one permanent polling place for early  
14 voting by personal appearance at a location within each of the  
15 3 largest municipalities within its jurisdiction. If any of the  
16 3 largest municipalities is over 80,000, the election authority  
17 shall establish at least 2 permanent polling places within the  
18 municipality. All population figures shall be determined by the  
19 federal census.

20 (d) During each general primary and general election, each  
21 board of election commissioners established under Article 6 of  
22 this Code in any city, village, or incorporated town with a  
23 population over 100,000 shall establish at least 2 permanent  
24 polling places for early voting by personal appearance. All  
25 population figures shall be determined by the federal census.

26 (e) During each general primary and general election, each

1 election authority in a county with a population of over  
2 100,000 but under 250,000 persons shall establish at least one  
3 permanent polling place for early voting by personal  
4 appearance. The location for early voting may be the election  
5 authority's main office or another location designated by the  
6 election authority. The election authority may designate  
7 additional sites for early voting by personal appearance. All  
8 population figures shall be determined by the federal census.

9 (f) No permanent polling place required by this Section  
10 shall be located within 1.5 miles from another permanent  
11 polling place required by this Section, unless such permanent  
12 polling place is within a municipality with a population of  
13 500,000 or more.

14 (Source: P.A. 98-691, eff. 7-1-14.)

15 (10 ILCS 5/19A-15)

16 Sec. 19A-15. Period for early voting; hours.

17 (a) The period for early voting by personal appearance  
18 begins the 40th ~~15th~~ day preceding a general primary,  
19 consolidated primary, consolidated, or general election and  
20 extends through the end of the ~~3rd~~ day before election day,  
21 ~~except that for the 2014 general election the period for early~~  
22 ~~voting by personal appearance shall extend through the 2nd day~~  
23 ~~before election day.~~

24 (b) Except as otherwise provided by this Section, a  
25 permanent polling place for early voting must remain open

1 beginning the 15th day before an election through the end of  
2 the day before election day during the hours of 8:30 a.m. to  
3 4:30 p.m., or 9:00 a.m. to 5:00 p.m., on weekdays, except that  
4 beginning 8 days before election day, a permanent polling place  
5 for early voting must remain open during the hours of 8:30 a.m.  
6 to 7:00 p.m., or 9:00 a.m. to 7:00 p.m., and 9:00 a.m. to 12:00  
7 p.m. on Saturdays and holidays, and 10:00 a.m. to 4 p.m. ~~12:00~~  
8 ~~p.m. to 3:00 p.m.~~ on Sundays; except that, in addition to the  
9 hours required by this subsection, a permanent ~~early voting~~  
10 polling place designated by an election authority under  
11 subsections ~~subsection~~ (c), (d), and (e) of Section 19A-10 must  
12 remain open for a total of at least 8 hours on any holiday  
13 during the early voting period and a total of at least 14 hours  
14 on the final weekend during the early voting period. ~~For the~~  
15 ~~2014 general election, a permanent polling place for early~~  
16 ~~voting must remain open during the hours of 8:30 a.m. to 4:30~~  
17 ~~p.m. or 9:00 a.m. to 5:00 p.m. on weekdays, except that~~  
18 ~~beginning 8 days before election day, a permanent polling place~~  
19 ~~for early voting must remain open during the hours of 8:30 a.m.~~  
20 ~~to 7:00 p.m., or 9:00 a.m. to 7:00 p.m.. For the 2014 general~~  
21 ~~election, a permanent polling place for early voting shall~~  
22 ~~remain open during the hours of 9:00 a.m. to 12:00 p.m. on~~  
23 ~~Saturdays and 10:00 a.m. to 4:00 p.m. on Sundays; except that,~~  
24 ~~in addition to the hours required by this subsection (b), a~~  
25 ~~permanent early voting place designated by an election~~  
26 ~~authority under subsection (c) of Section 19A-10 must remain~~

1 ~~open for a total of at least 14 hours on the final weekend~~  
2 ~~during the early voting period.~~

3 (c) Notwithstanding subsection ~~subsections (a) and (b)~~, an  
4 election authority may close an early voting polling place if  
5 the building in which the polling place is located has been  
6 closed by the State or unit of local government in response to  
7 a severe weather emergency or other force majeure. ~~In the event~~  
8 ~~of a closure, the election authority shall conduct early voting~~  
9 ~~on the 2nd day before election day from 8:30 a.m. to 4:30 p.m.~~  
10 ~~or 9:00 a.m. to 5:00 p.m.~~ The election authority shall notify  
11 the State Board of Elections of any closure and shall make  
12 reasonable efforts to provide notice to the public of an  
13 alternative location for early voting ~~the extended early voting~~  
14 ~~period.~~

15 (d) (Blank). ~~Notwithstanding subsections (a) and (b), in~~  
16 ~~2013 only, an election authority may close an early voting~~  
17 ~~place on Good Friday, Holy Saturday, and Easter Sunday,~~  
18 ~~provided that the early voting place remains open 2 hours later~~  
19 ~~on April 3, 4, and 5 of 2013. The election authority shall~~  
20 ~~notify the State Board of Elections of any closure and shall~~  
21 ~~provide notice to the public of the closure and the extended~~  
22 ~~hours during the final week.~~

23 (Source: P.A. 97-81, eff. 7-5-11; 97-766, eff. 7-6-12; 98-4,  
24 eff. 3-12-13; 98-115, eff. 7-29-13; 98-691, eff. 7-1-14.)

1           Sec. 19A-25. Schedule of locations and times for early  
2 voting.

3           (a) The election authority shall publish during the week  
4 before the period for early voting and at least once each week  
5 during the period for early voting in a newspaper of general  
6 circulation in the election authority's jurisdiction a  
7 schedule stating:

8                 (1) the location of each permanent and temporary  
9 polling place for early voting and the precincts served by  
10 each location; and

11                 (2) the dates and hours that early voting will be  
12 conducted at each location.

13           (b) The election authority shall post a copy of the  
14 schedule at any office or other location that is to be used as  
15 a polling place for early voting. The schedule must be posted  
16 continuously for a period beginning not later than the 10th ~~5th~~  
17 day before the first day of the period for early voting by  
18 personal appearance and ending on the last day of that period.

19           (c) The election authority must make copies of the schedule  
20 available to the public in reasonable quantities without charge  
21 during the period of posting.

22           (d) If the election authority maintains a website, it shall  
23 make the schedule available on its website.

24           (e) No additional permanent polling places for early voting  
25 may be established after the schedule is published under this  
26 Section. Additional temporary locations may be established

1 after the schedule is published, provided that the location is  
2 open to all eligible voters. The location, dates, and hours  
3 shall be reported to the State Board of Elections and posted on  
4 the election authority's website.

5 (f) At least 10 days before the period for early voting  
6 begins, each election authority shall provide the State Board  
7 of Elections with a list of all early voting sites and the  
8 hours each site will be open.

9 (Source: P.A. 94-645, eff. 8-22-05.)

10 (10 ILCS 5/19A-35)

11 Sec. 19A-35. Procedure for voting.

12 (a) Not more than 23 days before the start of the election,  
13 the county clerk shall make available to the election official  
14 conducting early voting by personal appearance a sufficient  
15 number of early ballots, envelopes, and printed voting  
16 instruction slips for the use of early voters. The election  
17 official shall receipt for all ballots received and shall  
18 return unused or spoiled ballots at the close of the early  
19 voting period to the county clerk and must strictly account for  
20 all ballots received. The ballots delivered to the election  
21 official must include early ballots for each precinct in the  
22 election authority's jurisdiction and must include separate  
23 ballots for each political subdivision conducting an election  
24 of officers or a referendum at that election.

25 (b) In conducting early voting under this Article, the

1 election judge or official is required to verify the signature  
2 of the early voter by comparison with the signature on the  
3 official registration card, and the judge or official must  
4 verify (i) ~~(i) the identity of the applicant,~~ ~~(ii)~~ that the  
5 applicant is a registered voter, (ii) ~~(iii)~~ the precinct in  
6 which the applicant is registered, and (iii) ~~(iv)~~ the proper  
7 ballots of the political subdivision in which the applicant  
8 resides and is entitled to vote before providing an early  
9 ballot to the applicant. ~~Except for during the 2014 general~~  
10 ~~election, the applicant's identity must be verified by the~~  
11 ~~applicant's presentation of an Illinois driver's license, a~~  
12 ~~non-driver identification card issued by the Illinois~~  
13 ~~Secretary of State, a photo identification card issued by a~~  
14 ~~university or college, or another government issued~~  
15 ~~identification document containing the applicant's photograph.~~  
16 The election judge or official must verify the applicant's  
17 registration from the most recent poll list provided by the  
18 election authority, and if the applicant is not listed on that  
19 poll list, by telephoning the office of the election authority.

20 (b-5) A person requesting an early voting ballot to whom a  
21 vote by mail ~~an absentee~~ ballot was issued may vote early if  
22 the person submits that vote by mail ~~absentee~~ ballot to the  
23 judges of election or official conducting early voting for  
24 cancellation. If the voter is unable to submit the vote by mail  
25 ~~absentee~~ ballot, it shall be sufficient for the voter to submit  
26 to the judges or official (i) a portion of the vote by mail

1 ~~absentee~~ ballot if the vote by mail ~~absentee~~ ballot was torn or  
2 mutilated or (ii) an affidavit executed before the judges or  
3 official specifying that (A) the voter never received a vote by  
4 mail ~~an absentee~~ ballot or (B) the voter completed and returned  
5 a vote by mail ~~an absentee~~ ballot and was informed that the  
6 election authority did not receive that vote by mail ~~absentee~~  
7 ballot.

8 (b-10) Within one day after a voter casts an early voting  
9 ballot, the election authority shall transmit the voter's name,  
10 street address, and precinct, ward, township, and district  
11 numbers, as the case may be, to the State Board of Elections,  
12 which shall maintain those names and that information in an  
13 electronic format on its website, arranged by county and  
14 accessible to State and local political committees.

15 (b-15) Immediately after voting an early ballot, the voter  
16 shall be instructed whether the voting equipment accepted or  
17 rejected the ballot or identified that ballot as under-voted  
18 for a statewide constitutional office. A voter whose ballot is  
19 identified as under-voted may return to the voting booth and  
20 complete the voting of that ballot. A voter whose early voting  
21 ballot is not accepted by the voting equipment may, upon  
22 surrendering the ballot, request and vote another early voting  
23 ballot. The voter's surrendered ballot shall be initialed by  
24 the election judge or official conducting the early voting and  
25 handled as provided in the appropriate Article governing the  
26 voting equipment used.

1 (c) The sealed early ballots in their carrier envelope  
2 shall be delivered by the election authority to the central  
3 ballot counting location before the close of the polls on the  
4 day of the election.

5 (Source: P.A. 98-691, eff. 7-1-14.)

6 (10 ILCS 5/19A-75)

7 Sec. 19A-75. Early voting in jurisdictions using Direct  
8 Recording Electronic Voting Systems under Article 24C.  
9 Election authorities that have adopted for use Direct Recording  
10 Electronic Voting Systems under Article 24C may either use  
11 those voting systems to conduct early voting or, so long as at  
12 least one Direct Recording Electronic Voting System device is  
13 available at each early voting polling place, use whatever  
14 method the election authority uses for vote by mail ~~absentee~~  
15 ~~balloting conducted by mail~~; provided that no early ballots are  
16 counted before the polls close on election day.

17 (Source: P.A. 94-645, eff. 8-22-05.)

18 (10 ILCS 5/20-1) (from Ch. 46, par. 20-1)

19 Sec. 20-1. The following words and phrases contained in  
20 this Article shall be construed as follows:

21 1. "Territorial limits of the United States" means each of  
22 the several States of the United States and includes the  
23 District of Columbia, the Commonwealth of Puerto Rico, Guam and  
24 the Virgin Islands; but does not include American Samoa, the

1 Canal Zone, the Trust Territory of the Pacific Islands or any  
2 other territory or possession of the United States.

3 2. "Member of the United States Service" means (a) members  
4 of the Armed Forces while on active duty and their spouses and  
5 dependents of voting age when residing with or accompanying  
6 them, (b) members of the Merchant Marine of the United States  
7 and their spouses and dependents when residing with or  
8 accompanying them and (c) United States government employees  
9 serving outside the territorial limits of the United States.

10 3. "Citizens of the United States temporarily residing  
11 outside the territorial limits of the United States" means  
12 civilian citizens of the United States and their spouses and  
13 dependents of voting age when residing with or accompanying  
14 them, who maintain a precinct residence in a county in this  
15 State and whose intent to return may be ascertained.

16 4. "Non-Resident Civilian Citizens" means civilian  
17 citizens of the United States (a) who reside outside the  
18 territorial limits of the United States, (b) who had maintained  
19 a precinct residence in a county in this State immediately  
20 prior to their departure from the United States, (c) who do not  
21 maintain a residence and are not registered to vote in any  
22 other State, and (d) whose intent to return to this State may  
23 be uncertain.

24 5. "Official postcard" means the postcard application for  
25 registration to vote or for a vote by mail ~~an absentee~~ ballot  
26 in the form provided in Section 204(c) of the Federal Voting

1 Rights Act of 1955, as amended (42 U.S.C. 1973cc-14(c)).

2 6. "Federal office" means the offices of President and  
3 Vice-President of the United States, United States Senator,  
4 Representative in Congress, delegates and alternate delegates  
5 to the national nominating conventions and candidates for the  
6 Presidential Preference Primary.

7 7. "Federal election" means any general, primary or special  
8 election at which candidates are nominated or elected to  
9 Federal office.

10 8. "Dependent", for purposes of this Article, shall mean a  
11 father, mother, brother, sister, son or daughter.

12 9. "Electronic transmission" includes, but is not limited  
13 to, transmission by electronic mail or the Internet.

14 (Source: P.A. 96-1004, eff. 1-1-11.)

15 (10 ILCS 5/20-2) (from Ch. 46, par. 20-2)

16 Sec. 20-2. Any member of the United States Service,  
17 otherwise qualified to vote, who expects in the course of his  
18 duties to be absent from the county in which he resides on the  
19 day of holding any election may make application for a vote by  
20 mail ~~an absentee~~ ballot to the election authority having  
21 jurisdiction over his precinct of residence on the official  
22 postcard or on a form furnished by the election authority as  
23 prescribed by Section 20-3 of this Article not less than 10  
24 days before the election. A request pursuant to this Section  
25 shall entitle the applicant to a vote by mail ~~an absentee~~

1 ballot for every election in one calendar year. The original  
2 application for ballot shall be kept in the office of the  
3 election authority for one year as authorization to send a  
4 ballot to the voter for each election to be held within that  
5 calendar year. A certified copy of such application for ballot  
6 shall be sent each election with the vote by mail ~~absentee~~  
7 ballot to the election authority's central ballot counting  
8 location to be used in lieu of the original application for  
9 ballot. No registration shall be required in order to vote  
10 pursuant to this Section.

11 Ballots under this Section shall be mailed by the election  
12 authority in the manner prescribed by Section 20-5 of this  
13 Article and not otherwise. Ballots voted under this Section  
14 must be returned postmarked no later than midnight preceding  
15 election day and received for counting at the central ballot  
16 counting location of the election authority during the period  
17 for counting provisional ballots, the last day of which is the  
18 14th day following election day.

19 (Source: P.A. 96-312, eff. 1-1-10.)

20 (10 ILCS 5/20-2.1) (from Ch. 46, par. 20-2.1)

21 Sec. 20-2.1. Citizens of the United States temporarily  
22 residing outside the territorial limits of the United States  
23 who are not registered but otherwise qualified to vote and who  
24 expect to be absent from their county of residence during the  
25 periods of voter registration provided for in Articles 4, 5 or

1 6 of this Code and on the day of holding any election, may make  
2 simultaneous application to the election authority having  
3 jurisdiction over their precinct of residence for ~~an absentee~~  
4 registration by mail and vote by mail ~~absentee~~ ballot not less  
5 than 30 days before the election. Such application may be made  
6 on the official postcard or on a form furnished by the election  
7 authority as prescribed by Section 20-3 of this Article or by  
8 facsimile or electronic transmission. A request pursuant to  
9 this Section shall entitle the applicant to a vote by mail ~~an~~  
10 ~~absentee~~ ballot for every election in one calendar year. The  
11 original application for ballot shall be kept in the office of  
12 the election authority for one year as authorization to send a  
13 ballot to the voter for each election to be held within that  
14 calendar year. A certified copy of such application for ballot  
15 shall be sent each election with the vote by mail ~~absentee~~  
16 ballot to the election authority's central ballot counting  
17 location to be used in lieu of the original application for  
18 ballot.

19 Registration shall be required in order to vote pursuant to  
20 this Section. However, if the election authority receives one  
21 of such applications after 30 days but not less than 10 days  
22 before a Federal election, said applicant shall be sent a  
23 ballot containing the Federal offices only and registration for  
24 that election shall be waived.

25 Ballots under this Section shall be delivered by the  
26 election authority in the manner prescribed by Section 20-5 of

1 this Article in person, by mail, or, if requested by the  
2 applicant and the election authority has the capability, by  
3 facsimile transmission or by electronic transmission.

4 Ballots voted under this Section must be returned  
5 postmarked no later than midnight preceding election day and  
6 received for counting at the central ballot counting location  
7 of the election authority during the period for counting  
8 provisional ballots, the last day of which is the 14th day  
9 following election day.

10 (Source: P.A. 96-312, eff. 1-1-10; 96-1004, eff. 1-1-11.)

11 (10 ILCS 5/20-2.2) (from Ch. 46, par. 20-2.2)

12 Sec. 20-2.2. Any non-resident civilian citizen, otherwise  
13 qualified to vote, may make application to the election  
14 authority having jurisdiction over his precinct of former  
15 residence for a vote by mail ~~an absentee~~ ballot containing the  
16 Federal offices only not less than 10 days before a Federal  
17 election. Such application may be made on the official postcard  
18 or by facsimile or electronic transmission. A request pursuant  
19 to this Section shall entitle the applicant to a vote by mail  
20 ~~an absentee~~ ballot for every election in one calendar year at  
21 which Federal offices are filled. The original application for  
22 ballot shall be kept in the office of the election authority  
23 for one year as authorization to send a ballot to the voter for  
24 each election to be held within that calendar year at which  
25 Federal offices are filled. A certified copy of such

1 application for ballot shall be sent each election with the  
2 vote by mail ~~absentee~~ ballot to the election authority's  
3 central ballot counting location to be used in lieu of the  
4 original application for ballot. No registration shall be  
5 required in order to vote pursuant to this Section. Ballots  
6 under this Section shall be delivered by the election authority  
7 in the manner prescribed by Section 20-5 of this Article in  
8 person, by mail, or, if requested by the applicant and the  
9 election authority has the capability, by facsimile  
10 transmission or by electronic transmission. Ballots voted  
11 under this Section must be returned postmarked no later than  
12 midnight preceding election day and received for counting at  
13 the central ballot counting location of the election authority  
14 during the period for counting provisional ballots, the last  
15 day of which is the 14th day following election day.

16 (Source: P.A. 96-312, eff. 1-1-10; 96-1004, eff. 1-1-11.)

17 (10 ILCS 5/20-2.3) (from Ch. 46, par. 20-2.3)

18 Sec. 20-2.3. Members of the Armed Forces and their spouses  
19 and dependents. Any member of the United States Armed Forces  
20 while on active duty, and his or her spouse and dependents,  
21 otherwise qualified to vote, who expects in the course of his  
22 or her duties to be absent from the county in which he or she  
23 resides on the day of holding any election, in addition to any  
24 other method of making application for vote by mail ~~an absentee~~  
25 ballot under this Article, may make application for a vote by

1 mail ~~an absentee~~ ballot to the election authority having  
2 jurisdiction over his or her precinct of residence by a  
3 facsimile machine or electronic transmission not less than 10  
4 days before the election.

5 Ballots under this Section shall be delivered by the  
6 election authority in the manner prescribed by Section 20-5 of  
7 this Article in person, by mail, or, if requested by the  
8 applicant and the election authority has the capability, by  
9 facsimile transmission or by electronic transmission. Ballots  
10 voted under this Section must be returned postmarked no later  
11 than midnight preceding election day and received for counting  
12 at the central ballot counting location of the election  
13 authority during the period for counting provisional ballots,  
14 the last day of which is the 14th day following election day.

15 (Source: P.A. 96-312, eff. 1-1-10; 96-512, eff. 1-1-10;  
16 96-1000, eff. 7-2-10; 96-1004, eff. 1-1-11.)

17 (10 ILCS 5/20-3) (from Ch. 46, par. 20-3)

18 Sec. 20-3. The election authority shall furnish the  
19 following applications for ~~absentee~~ registration by mail or  
20 vote by mail ~~absentee~~ ballot which shall be considered a method  
21 of application in lieu of the official postcard.

22 1. Members of the United States Service, citizens of the  
23 United States temporarily residing outside the territorial  
24 limits of the United States, and certified program participants  
25 under the Address Confidentiality for Victims of Domestic

1 Violence Act may make application within the periods prescribed  
2 in Sections 20-2 or 20-2.1, as the case may be. Such  
3 application shall be substantially in the following form:

4 "APPLICATION FOR BALLOT

5 To be voted at the..... election in the precinct in  
6 which is located my residence at....., in the  
7 city/village/township of .....(insert home address)  
8 County of..... and State of Illinois.

9 I state that I am a citizen of the United States; that on  
10 (insert date of election) I shall have resided in the State of  
11 Illinois and in the election precinct for 30 days; that on the  
12 above date I shall be the age of 18 years or above; that I am  
13 lawfully entitled to vote in such precinct at that election;  
14 that I am (check category 1, 2, or 3 below):

15 1. ( ) a member of the United States Service,  
16 2. ( ) a citizen of the United States temporarily residing  
17 outside the territorial limits of the United States and that I  
18 expect to be absent from the said county of my residence on the  
19 date of holding such election, and that I will have no  
20 opportunity to vote in person on that day.

21 3. ( ) a certified program participant under the Address  
22 Confidentiality for Victims of Domestic Violence Act.

23 I hereby make application for an official ballot or ballots  
24 to be voted by me at such election if I am absent from the said  
25 county of my residence, and I agree that I shall return said  
26 ballot or ballots to the election authority postmarked no later

1 than midnight preceding election day, for counting no later  
 2 than during the period for counting provisional ballots, the  
 3 last day of which is the 14th day following election day or  
 4 shall destroy said ballot or ballots.

5 (Check below only if category 2 or 3 and not previously  
 6 registered)

7 ( ) I hereby make application to become registered as a  
 8 voter and agree to return the forms and affidavits for  
 9 registration to the election authority not later than 30 days  
 10 before the election.

11 Under penalties as provided by law pursuant to Article 29  
 12 of The Election Code, the undersigned certifies that the  
 13 statements set forth in this application are true and correct.

14 .....  
 15 Post office address or service address to which  
 16 registration materials or ballot should be mailed  
 17 .....  
 18 .....  
 19 .....  
 20 ....."

21 If application is made for a primary election ballot, such  
 22 application shall designate the name of the political party  
 23 with which the applicant is affiliated.

24 Such applications may be obtained from the election  
 25 authority having jurisdiction over the person's precinct of  
 26 residence.

1           2. A spouse or dependent of a member of the United States  
2 Service, said spouse or dependent being a registered voter in  
3 the county, may make application on behalf of said person in  
4 the office of the election authority within the periods  
5 prescribed in Section 20-2 which shall be substantially in the  
6 following form:

7 "APPLICATION FOR BALLOT to be voted at the..... election  
8 in the precinct in which is located the residence of the person  
9 for whom this application is made at.....(insert  
10 residence address) in the city/village/township of.....  
11 County of..... and State of Illinois.

12           I certify that the following named person.....  
13 (insert name of person) is a member of the United States  
14 Service.

15           I state that said person is a citizen of the United States;  
16 that on (insert date of election) said person shall have  
17 resided in the State of Illinois and in the election precinct  
18 for which this application is made for 30 days; that on the  
19 above date said person shall be the age of 18 years or above;  
20 that said person is lawfully entitled to vote in such precinct  
21 at that election; that said person is a member of the United  
22 States Service, and that in the course of his duties said  
23 person expects to be absent from his county of residence on the  
24 date of holding such election, and that said person will have  
25 no opportunity to vote in person on that day.

26           I hereby make application for an official ballot or ballots

1 to be voted by said person at such election and said person  
 2 agrees that he shall return said ballot or ballots to the  
 3 election authority postmarked no later than midnight preceding  
 4 election day, for counting no later than during the period for  
 5 counting provisional ballots, the last day of which is the 14th  
 6 day following election day, or shall destroy said ballot or  
 7 ballots.

8 I hereby certify that I am the (mother, father, sister,  
 9 brother, husband or wife) of the said elector, and that I am a  
 10 registered voter in the election precinct for which this  
 11 application is made. (Strike all but one that is applicable.)

12 Under penalties as provided by law pursuant to Article 29  
 13 of The Election Code, the undersigned certifies that the  
 14 statements set forth in this application are true and correct.

15 Name of applicant .....

16 Residence address .....

17 City/village/township.....

18 Service address to which ballot should be mailed:  
 19 .....  
 20 .....  
 21 .....  
 22 ....."

23 If application is made for a primary election ballot, such  
 24 application shall designate the name of the political party  
 25 with which the person for whom application is made is  
 26 affiliated.

1           Such applications may be obtained from the election  
2 authority having jurisdiction over the voting precinct in which  
3 the person for whom application is made is entitled to vote.

4           (Source: P.A. 96-312, eff. 1-1-10.)

5           (10 ILCS 5/20-4)   (from Ch. 46, par. 20-4)

6           Sec. 20-4. Immediately upon the receipt of the official  
7 postcard or an application as provided in Section 20-3 within  
8 the times heretofore prescribed, the election authority shall  
9 ascertain whether or not such applicant is legally entitled to  
10 vote as requested, including verification of the applicant's  
11 signature by comparison with the signature on the official  
12 registration record card, if any. If the election authority  
13 ascertains that the applicant is lawfully entitled to vote, it  
14 shall enter the name, street address, ward and precinct number  
15 of such applicant on a list to be posted in his or its office in  
16 a place accessible to the public. Within one day after posting  
17 the name and other information of an applicant for a ballot,  
18 the election authority shall transmit that name and posted  
19 information to the State Board of Elections, which shall  
20 maintain the names and other information in an electronic  
21 format on its website, arranged by county and accessible to  
22 State and local political committees. As soon as the official  
23 ballot is prepared the election authority shall immediately  
24 deliver the same to the applicant in person, by mail, by  
25 facsimile transmission, or by electronic transmission as

1 provided in this Article.

2 If any such election authority receives a second or  
3 additional application which it believes is from the same  
4 person, he or it shall submit it to the chief judge of the  
5 circuit court or any judge of that court designated by the  
6 chief judge. If the chief judge or his designate determines  
7 that the application submitted to him is a second or additional  
8 one, he shall so notify the election authority who shall  
9 disregard the second or additional application.

10 The election authority shall maintain a list for each  
11 election of the voters to whom it has issued vote by mail  
12 ~~absentee~~ ballots. The list shall be maintained for each  
13 precinct within the jurisdiction of the election authority.  
14 Prior to the opening of the polls on election day, the election  
15 authority shall deliver to the judges of election in each  
16 precinct the list of registered voters in that precinct to whom  
17 vote by mail ~~absentee~~ ballots have been issued.

18 Election authorities may transmit by facsimile or other  
19 electronic means a ballot simultaneously with transmitting an  
20 application for vote by mail ~~absentee~~ ballot; however, no such  
21 ballot shall be counted unless an application has been  
22 completed by the voter and the election authority ascertains  
23 that the applicant is lawfully entitled to vote as provided in  
24 this Section.

25 (Source: P.A. 96-1004, eff. 1-1-11.)

1 (10 ILCS 5/20-5) (from Ch. 46, par. 20-5)

2 Sec. 20-5. The election authority shall fold the ballot or  
3 ballots in the manner specified by the statute for folding  
4 ballots prior to their deposit in the ballot box and shall  
5 enclose such ballot in an envelope unsealed to be furnished by  
6 it, which envelope shall bear upon the face thereof the name,  
7 official title and post office address of the election  
8 authority, and upon the other side of such envelope there shall  
9 be printed a certification in substantially the following form:

10 "CERTIFICATION

11 I state that I am a resident/former resident of the .....  
12 precinct of the city/village/township of .....,  
13 (Designation to be made by Election Authority) or of the ....  
14 ward in the city of ..... (Designation to be made by  
15 Election Authority) residing at ..... in said  
16 city/village/township in the county of ..... and State of  
17 Illinois; that I am a

18 1. ( ) member of the United States Service

19 2. ( ) citizen of the United States temporarily residing  
20 outside the territorial limits of the United States

21 3. ( ) nonresident civilian citizen

22 and desire to cast the enclosed ballot pursuant to Article 20  
23 of The Election Code; that I am lawfully entitled to vote in  
24 such precinct at the ..... election to be held on  
25 .....

26 I further state that I marked the enclosed ballot in

1 secret.

2 Under penalties as provided by law pursuant to Article 29  
3 of The Election Code, the undersigned certifies that the  
4 statements set forth in this certification are true and  
5 correct.

6 ..... (Name)

7 .....

8 (Service Address)"

9 .....

10 .....

11 .....

12 If the ballot enclosed is to be voted at a primary  
13 election, the certification shall designate the name of the  
14 political party with which the voter is affiliated.

15 In addition to the above, the election authority shall  
16 provide printed slips giving full instructions regarding the  
17 manner of completing the forms and affidavits for ~~absentee~~  
18 registration by mail or the manner of marking and returning the  
19 ballot in order that the same may be counted, and shall furnish  
20 one of the printed slips to each of the applicants at the same  
21 time the registration materials or ballot is delivered to him.

22 In addition to the above, if a ballot to be provided to an  
23 elector pursuant to this Section contains a public question  
24 described in subsection (b) of Section 28-6 and the territory  
25 concerning which the question is to be submitted is not  
26 described on the ballot due to the space limitations of such

1 ballot, the election authority shall provide a printed copy of  
2 a notice of the public question, which shall include a  
3 description of the territory in the manner required by Section  
4 16-7. The notice shall be furnished to the elector at the same  
5 time the ballot is delivered to the elector.

6 The envelope in which such registration or such ballot is  
7 mailed to the voter as well as the envelope in which the  
8 registration materials or the ballot is returned by the voter  
9 shall have printed across the face thereof two parallel  
10 horizontal red bars, each one-quarter inch wide, extending from  
11 one side of the envelope to the other side, with an intervening  
12 space of one-quarter inch, the top bar to be one and  
13 one-quarter inches from the top of the envelope, and with the  
14 words "Official Election Balloting Material-VIA AIR MAIL"  
15 between the bars. In the upper right corner of such envelope in  
16 a box, there shall be printed the words: "U.S. Postage Paid 42  
17 USC 1973". All printing on the face of such envelopes shall be  
18 in red, including an appropriate inscription or blank in the  
19 upper left corner of return address of sender.

20 The envelope in which the ballot is returned to the  
21 election authority may be delivered (i) by mail, postage paid,  
22 (ii) in person, by the spouse, parent, child, brother, or  
23 sister of the voter, or (iii) by a company engaged in the  
24 business of making deliveries of property and licensed as a  
25 motor carrier of property by the Illinois Commerce Commission  
26 under the Illinois Commercial Transportation Law.

1 Election authorities transmitting ballots by facsimile or  
2 electronic transmission shall, to the extent possible, provide  
3 those applicants with the same instructions, certification,  
4 and other materials required when sending by mail.

5 (Source: P.A. 96-512, eff. 1-1-10; 96-1004, eff. 1-1-11.)

6 (10 ILCS 5/20-6) (from Ch. 46, par. 20-6)

7 Sec. 20-6. Such vote by mail ~~absent~~ voter shall make and  
8 subscribe to the certifications provided for in the application  
9 and on the return envelope for the ballot, and such ballot or  
10 ballots shall then be folded by such voter in the manner  
11 required to be folded before depositing the same in the ballot  
12 box, and be deposited in such envelope and the envelope  
13 securely sealed. The envelope in which the ballot is returned  
14 to the election authority may be delivered (i) by mail, postage  
15 paid, (ii) in person, by the spouse, parent, child, brother, or  
16 sister of the voter, or (iii) by a company engaged in the  
17 business of making deliveries of property and licensed as a  
18 motor carrier of property by the Illinois Commerce Commission  
19 under the Illinois Commercial Transportation Law.

20 (Source: P.A. 96-512, eff. 1-1-10.)

21 (10 ILCS 5/20-7) (from Ch. 46, par. 20-7)

22 Sec. 20-7. Upon receipt of such vote by mail ~~absent~~ voter's  
23 ballot, the officer or officers above described shall forthwith  
24 enclose the same unopened, together with the application made

1 by said vote by mail ~~absent~~ voter in a large or carrier  
2 envelope which shall be securely sealed and endorsed with the  
3 name and official title of such officer and the words, "This  
4 envelope contains a vote by mail ~~an absent~~ voter's ballot and  
5 must be opened on election day," together with the number and  
6 description of the precinct in which said ballot is to be  
7 voted, and such officer shall thereafter safely keep the same  
8 in his office until counted by him as provided in the next  
9 section.

10 (Source: P.A. 81-155.)

11 (10 ILCS 5/20-8) (from Ch. 46, par. 20-8)

12 Sec. 20-8. Time and place of counting ballots.

13 (a) (Blank.)

14 (b) Each vote by mail ~~absent~~ voter's ballot returned to an  
15 election authority, by any means authorized by this Article,  
16 and received by that election authority may be processed by the  
17 election authority beginning on the 15th day before election  
18 day before the closing of the polls on election day shall be  
19 endorsed by the receiving election authority with the day and  
20 hour of receipt and shall be counted in the central ballot  
21 counting location of the election authority, but the results of  
22 the processing may not be counted until ~~on~~ the day of the  
23 election after 7:00 p.m., except as provided in subsections (g)  
24 and (g-5).

25 (c) Each vote by mail ~~absent~~ voter's ballot that is mailed

1 to an election authority and postmarked no later than ~~by the~~  
2 ~~midnight preceding the opening of the polls on~~ election day,  
3 but that is received by the election authority after the polls  
4 close on election day and before the close of the period for  
5 counting provisional ballots cast at that election, shall be  
6 endorsed by the receiving authority with the day and hour of  
7 receipt and shall be counted at the central ballot counting  
8 location of the election authority during the period for  
9 counting provisional ballots.

10 Each vote by mail ~~absent~~ voter's ballot that is mailed to  
11 an election authority absent a postmark, but that is received  
12 by the election authority after the polls close on election day  
13 and before the close of the period for counting provisional  
14 ballots cast at that election, shall be endorsed by the  
15 receiving authority with the day and hour of receipt, opened to  
16 inspect the date inserted on the certification, and, if the  
17 certification date is a date preceding the election day and the  
18 ballot is otherwise found to be valid under the requirements of  
19 this Section, counted at the central ballot counting location  
20 of the election authority during the period for counting  
21 provisional ballots. Absent a date on the certification, the  
22 ballot shall not be counted.

23 (d) Special write-in vote by mail ~~absentee~~ voter's blank  
24 ballots returned to an election authority, by any means  
25 authorized by this Article, and received by the election  
26 authority at any time before the closing of the polls on

1 election day shall be endorsed by the receiving election  
2 authority with the day and hour of receipt and shall be counted  
3 at the central ballot counting location of the election  
4 authority during the same period provided for counting vote by  
5 mail ~~absent~~ voters' ballots under subsections (b), (g), and  
6 (g-5). Special write-in vote by mail ~~absentee~~ voter's blank  
7 ballot that are mailed to an election authority and postmarked  
8 by midnight preceding the opening of the polls on election day,  
9 but that are received by the election authority after the polls  
10 close on election day and before the closing of the period for  
11 counting provisional ballots cast at that election, shall be  
12 endorsed by the receiving authority with the day and hour of  
13 receipt and shall be counted at the central ballot counting  
14 location of the election authority during the same periods  
15 provided for counting vote by mail ~~absent~~ voters' ballots under  
16 subsection (c).

17 (e) Except as otherwise provided in this Section, vote by  
18 mail ~~absent~~ voters' ballots and special write-in vote by mail  
19 ~~absentee~~ voter's blank ballots received by the election  
20 authority after the closing of the polls on the day of election  
21 shall be endorsed by the person receiving the ballots with the  
22 day and hour of receipt and shall be safely kept unopened by  
23 the election authority for the period of time required for the  
24 preservation of ballots used at the election, and shall then,  
25 without being opened, be destroyed in like manner as the used  
26 ballots of that election.

1           (f) Counting required under this Section to begin on  
2 election day after the closing of the polls shall commence no  
3 later than 8:00 p.m. and shall be conducted by a panel or  
4 panels of election judges appointed in the manner provided by  
5 law. The counting shall continue until all vote by mail ~~absent~~  
6 voters' ballots and special write-in vote by mail ~~absentee~~  
7 voter's blank ballots required to be counted on election day  
8 have been counted.

9           (g) The procedures set forth in Articles 17 and 18 of this  
10 Code shall apply to all ballots counted under this Section. In  
11 addition, within 2 days after a ballot subject to this Article  
12 is received, but in all cases before the close of the period  
13 for counting provisional ballots, the election judge or  
14 official shall compare the voter's signature on the  
15 certification envelope of that ballot with the signature of the  
16 voter on file in the office of the election authority. If the  
17 election judge or official determines that the 2 signatures  
18 match, and that the voter is otherwise qualified to cast a  
19 ballot under this Article, the election authority shall cast  
20 and count the ballot on election day or the day the ballot is  
21 determined to be valid, whichever is later, adding the results  
22 to the precinct in which the voter is registered. If the  
23 election judge or official determines that the signatures do  
24 not match, or that the voter is not qualified to cast a ballot  
25 under this Article, then without opening the certification  
26 envelope, the judge or official shall mark across the face of

1 the certification envelope the word "Rejected" and shall not  
2 cast or count the ballot.

3 In addition to the voter's signatures not matching, a  
4 ballot subject to this Article may be rejected by the election  
5 judge or official:

6 (1) if the ballot envelope is open or has been opened  
7 and resealed;

8 (2) if the voter has already cast an early or grace  
9 period ballot;

10 (3) if the voter voted in person on election day or the  
11 voter is not a duly registered voter in the precinct; or

12 (4) on any other basis set forth in this Code.

13 If the election judge or official determines that any of  
14 these reasons apply, the judge or official shall mark across  
15 the face of the certification envelope the word "Rejected" and  
16 shall not cast or count the ballot.

17 (g-5) If a ballot subject to this Article is rejected by  
18 the election judge or official for any reason, the election  
19 authority shall, within 2 days after the rejection but in all  
20 cases before the close of the period for counting provisional  
21 ballots, notify the voter that his or her ballot was rejected.  
22 The notice shall inform the voter of the reason or reasons the  
23 ballot was rejected and shall state that the voter may appear  
24 before the election authority, on or before the 14th day after  
25 the election, to show cause as to why the ballot should not be  
26 rejected. The voter may present evidence to the election

1 authority supporting his or her contention that the ballot  
2 should be counted. The election authority shall appoint a panel  
3 of 3 election judges to review the contested ballot,  
4 application, and certification envelope, as well as any  
5 evidence submitted by the vote by mail ~~absentee~~ voter. No more  
6 than 2 election judges on the reviewing panel shall be of the  
7 same political party. The reviewing panel of election judges  
8 shall make a final determination as to the validity of the  
9 contested ballot. The judges' determination shall not be  
10 reviewable either administratively or judicially.

11 A ballot subject to this subsection that is determined to  
12 be valid shall be counted before the close of the period for  
13 counting provisional ballots.

14 (g-10) All ballots determined to be valid shall be added to  
15 the vote totals for the precincts for which they were cast in  
16 the order in which the ballots were opened.

17 (h) Each political party, candidate, and qualified civic  
18 organization shall be entitled to have present one pollwatcher  
19 for each panel of election judges therein assigned.

20 (Source: P.A. 94-557, eff. 8-12-05; 94-1000, eff. 7-3-06;  
21 95-699, eff. 11-9-07.)

22 (10 ILCS 5/20-10) (from Ch. 46, par. 20-10)

23 Sec. 20-10. Pollwatchers shall be permitted to be present  
24 during the casting of the vote by mail ~~absent~~ voters' ballots  
25 and the vote of any vote by mail ~~absent~~ voter may be challenged

1 for cause the same as if he were present and voted in person,  
2 and the judges of the election or a majority thereof shall have  
3 power and authority to hear and determine the legality of such  
4 ballot; Provided, however, that if a challenge to any vote by  
5 mail ~~absent~~ voter's right to vote is sustained, notice of the  
6 same must be given by the judges of election by mail addressed  
7 to the voter's mailing address as stated in the certification  
8 and application for ballot.

9 (Source: P.A. 80-1090.)

10 (10 ILCS 5/20-13) (from Ch. 46, par. 20-13)

11 Sec. 20-13. If otherwise qualified to vote, any person not  
12 covered by Sections 20-2, 20-2.1 or 20-2.2 of this Article who  
13 is not registered to vote and who is temporarily absent from  
14 his county of residence, may make special application to the  
15 election authority having jurisdiction over his precinct of  
16 permanent residence, not less than 5 days before a presidential  
17 election, for a vote by mail ~~an absentee~~ ballot to vote for the  
18 president and vice-president only. Such application shall be  
19 furnished by the election authority and shall be in  
20 substantially the following form:

21 SPECIAL VOTE BY MAIL ~~ABSENTEE~~ BALLOT APPLICATION (For use  
22 by non-registered Illinois residents temporarily absent from  
23 the county to vote for the president and vice-president only)

24 AFFIDAVIT

25 1. I hereby request a vote by mail ~~an absentee~~ ballot to

1 vote for the president and vice-president only .....  
2 (insert date of general election)

3 2. I am a citizen of the United States and a permanent  
4 resident of Illinois.

5 3. I have maintained, and still maintain, a permanent abode  
6 in Illinois for the past ..... years at: .....  
7 (House) ..... (Number) ..... (Street) .....  
8 (City) ..... (Village) ..... (Town)

9 4. I will not be able to regularly register in person as a  
10 voter because ..... (Give reason for temporary  
11 absence such as "Student", "Temporary job transfer", etc.)

12 5. I was born ..... (Month) ..... (Day)  
13 ..... (Year) in ..... (State or County);

14 6. To be filled in only by a person who is foreign-born (If  
15 answer is "yes" in either a. or b. below, fill in appropriate  
16 information in c.):

17 a. One or both of my parents were United States citizens at  
18 the time of my birth?

19 ( ) YES ( ) NO

20 b. My United States citizenship was derived through an act  
21 of the Congress of the United States?

22 ( ) YES ( ) NO

23 c. The name of the court issuing papers and the date  
24 thereof upon which my United States citizenship was derived is  
25 ..... located in ..... (City) .....  
26 (State) on ..... (Month) ..... (Day) .....

1 (Year)

2 (For persons who derived citizenship through papers issued  
3 through a parent or spouse, fill in the following)

4 (1) My parents or spouse's name is:

5 ..... (First) ..... (Middle) ..... (Last)

6 (2) ..... (Month) ..... (Day) ..... (Year)

7 is the date of my marriage or my age at which time I  
8 derived my citizenship.

9 7. I am not registered as a voter in any other county in  
10 the State of Illinois or in any other State.

11 8. I am not requesting a ballot from any other place and am  
12 not voting in any other manner in this election and I have not  
13 voted and do not intend to vote in this election at any other  
14 address. I request that you mail my ballot to the following  
15 address:

16 (Print name and complete mailing address)

17 .....

18 .....

19 .....

20 9. Under penalties as provided by law pursuant to Article  
21 29 of The Election Code, the undersigned certifies that the  
22 statements set forth in this application are true and correct.

23 .....

24 Signature of Applicant

25 The procedures set forth in Sections 20-4 through 20-12 of  
26 this Article, insofar as they may be made applicable, shall be

1 applicable to vote by mail ~~absentee~~ voting under this Section.

2 (Source: P.A. 86-875.)

3 (10 ILCS 5/20-13.1) (from Ch. 46, par. 20-13.1)

4 Sec. 20-13.1. Any person not covered by Sections 20-2,  
5 20-2.1 or 20-2.2 of this Article who is registered to vote but  
6 who is disqualified from voting because he moved outside his  
7 election precinct during the 30 days preceding a presidential  
8 election may make special application to the election authority  
9 having jurisdiction over his precinct of former residence by  
10 mail, not more than 30 nor less than 5 days before a Federal  
11 election, or in person in the office of the election authority,  
12 not more than 30 nor less than 1 day before a Federal election,  
13 for a vote by mail ~~an absentee~~ ballot to vote for the president  
14 and vice-president only. Such application shall be furnished by  
15 the election authority and shall be in substantially the  
16 following form:

17 SPECIAL VOTER APPLICATION

18 (For use by registered Illinois voters disqualified for  
19 having moved outside their precinct on or after the 30th day  
20 preceding the election, to vote for president and  
21 vice-president only.)

22 1. I hereby request a ballot to vote for president and  
23 vice-president only on ..... (insert date of general  
24 election).

25 2. I am a citizen of the United States and my present

1 address is: ..... (Residence Number) .....  
 2 (Street) ..... (City/Village/Township)  
 3 ..... (County) ..... (State).

4 3. As of ..... (Month), ..... (Day), .....  
 5 (Year) I was a registered voter at ..... (Residence  
 6 Number) ..... (Street) .....  
 7 (City/Village/Township).

8 4. I moved to my present address on ..... (Month)  
 9 ..... (Day) ..... (Year).

10 5. I have not registered to vote from nor have I requested  
 11 a ballot in any other election jurisdiction in this State or in  
 12 another State.

13 6. (If vote by mail ~~absentee~~ request), I request that you  
 14 mail the ballot to the following address:

15 Print name and complete mailing address.  
 16 .....  
 17 .....  
 18 .....

19 Under the penalties as provided by law pursuant to Article  
 20 29 of The Election Code, the undersigned certifies that the  
 21 statements set forth in this application are true and correct.

22 .....  
 23 (Signature of Applicant)

24 7. Subscribed and sworn to before me on ..... (Month)  
 25 ..... (Day) ..... (Year)

26 .....

1 (Signature of Official  
2 Administering Oath)

3 The procedures set forth in Sections 20-4 through 20-12 of  
4 this Article, insofar as they may be made applicable, shall be  
5 applicable to vote by mail ~~absentee~~ voting under this Section.  
6 (Source: P.A. 90-655, eff. 7-30-98.)

7 (10 ILCS 5/20-25)

8 Sec. 20-25. Extraordinary procedures. In the event of a  
9 deployment of the United States Armed Forces or the declaration  
10 of an emergency by the President of the United States or the  
11 Governor of Illinois, The Governor or the executive director of  
12 the State Board of Elections may modify the registration and  
13 voting procedures established by this Article or by rules  
14 adopted pursuant to this Article for the duration of the  
15 deployment or emergency in order to facilitate vote by mail  
16 ~~absentee~~ voting under this Article. The Governor or executive  
17 director, as the case may be, then promptly shall notify each  
18 election authority of the changes in procedures. Each election  
19 authority shall publicize the modifications and shall provide  
20 notice of the modifications to each person under its  
21 jurisdiction subject to this Article for whom the election  
22 authority has contact information.

23 (Source: P.A. 96-1004, eff. 1-1-11.)

24 (10 ILCS 5/24-15) (from Ch. 46, par. 24-15)

1           Sec. 24-15. As soon as the polls are closed, the voting  
2 machine or machines shall be locked in order to prevent further  
3 voting and each machine shall be sealed against voting and  
4 tampering, with a numbered metal seal, and the number of such  
5 metal seal shall be recorded at once on the certificate  
6 provided for that purpose, and the number on the protective  
7 counter of each voting machine shall also be recorded on the  
8 certificate in the space provided for that purpose, and the  
9 number on the public counter shall be recorded in the space  
10 provided for that purpose. The counting compartment shall then  
11 be opened in the presence of all the precinct election  
12 officials and all watchers and other persons who may be  
13 lawfully within the room, giving full view of the numbers  
14 announcing the votes cast for each candidate, and the vote for  
15 and against each of the questions or other propositions.  
16 Provided, however, when a machine is equipped with a device  
17 which will automatically record the number on the registering  
18 columns for each candidate, question or proposition on the back  
19 of the machine to a paper recording sheet then the recording  
20 sheet shall be removed and the vote cast shall be announced  
21 from the recording sheet for each candidate and the vote for  
22 and against each question or proposition. When voting machines  
23 are used in an election precinct, the watchers provided by law  
24 to be present in the polling place on election day shall be  
25 permitted to make a record of the number on the metal seal with  
26 which each voting machine is sealed, and to also record the

1 number shown on the protective counter of each voting machine,  
2 and such watchers shall also be permitted to examine the  
3 counters of the voting machines as the totals are being  
4 announced for transcription to the return sheets or from the  
5 recording sheets and also to examine the return sheets or the  
6 recording sheets as the totals are being recorded or checked  
7 thereon. In voting machine precincts where the voting machine  
8 is not equipped with the automatic recording sheet the officer,  
9 officers board or boards charged by law to furnish the ballot  
10 labels for the voting machines shall also furnish for each  
11 election precinct in which a voting machine is to be used, at  
12 least two duplicate return sheets which shall be used by the  
13 precinct election board of such election precinct for recording  
14 the results of the election. Such return sheets shall be  
15 printed in the form of a diagram exactly corresponding, in  
16 arrangement, with the face of the voting machine, and such  
17 return sheets shall also correspond, in as far as arrangement  
18 is concerned, with the sample ballots, and each return sheet  
19 shall provide printed instructions for the exact procedure  
20 which the precinct election board shall follow when making the  
21 canvass of the results of the election, and such return sheets  
22 shall also provide the office titles, party names, candidates'  
23 names and code letters and number, arranged in the same manner  
24 as on the ballot labels, and there shall be provided a space  
25 for inserting the serial number of each voting machine, so that  
26 the totals recorded from each voting machine may be identified

1 as being from a certain voting machine, and there shall be  
2 provided a space for recording such separate total for each  
3 candidate and constitutional amendment, or other question or  
4 proposition, from each separate voting machine, and a space for  
5 recording the total of the vote by mail and early ~~mail and~~  
6 ~~absentee~~ vote in the same manner, so that the final total for  
7 each candidate, constitutional amendment, question or other  
8 proposition, may be totaled by adding all the figures in a  
9 column. Totals on the return sheets shall be recorded in  
10 figures only, in ink. The same authorities shall also furnish  
11 to each such election precinct suitable printed forms for use  
12 by the precinct election board, in making out the certificates  
13 provided for in this Article. Such certificates shall be made a  
14 part of the return sheets if practicable, or may be on separate  
15 sheets.

16 (Source: Laws 1961, p. 2492.)

17 (10 ILCS 5/24-16) (from Ch. 46, par. 24-16)

18 Sec. 24-16. The precinct election officers shall then  
19 ascertain the number of votes which the candidates received  
20 both on the machine or machines, and by the voting of irregular  
21 ballots, if any. Except when the machine is equipped with a  
22 device which will automatically record the registering column  
23 on the back of the machine to sheets of paper giving the  
24 accurate vote cast for each candidate. Two precinct election  
25 officials, not members of the same political party, shall write

1 the totals in figures, in ink, for such candidate on the  
2 duplicate return sheets provided for that purpose, while one  
3 election officer announces in a distinct voice the total vote  
4 cast for each candidate thus ascertained in the order of the  
5 offices as their titles are arranged on the ballot label, and  
6 the remaining precinct election official or officials, if any,  
7 shall be stationed at the counter compartment of the voting  
8 machine being canvassed and shall watch each total as it is  
9 being called out from the registering counters. Each precinct  
10 election official who is recording the totals on the return  
11 sheets shall distinctly repeat each total as it is announced  
12 from the counter of the voting machine. The totals of each  
13 machine for each candidate shall be recorded on the return  
14 sheets in such a manner that they may be identified by the  
15 serial number of the voting machine. The vote both for and  
16 against each question or other proposition shall also be  
17 announced and recorded in the same manner as the vote for the  
18 candidates. When the machine is equipped with a device which  
19 will automatically record the registering column on the back of  
20 the machine to recording sheets of paper giving the accurate  
21 vote cast for each candidate then the totals cast for each  
22 candidate or each question or proposition shall be called out  
23 the same as if they were being read from the Counter  
24 Compartment of the voting machine, provided however the paper  
25 recording sheet shall constitute the return sheet for the  
26 precinct or consolidated area and no return sheets shall be

1 required. When more than one voting machine is used in the same  
2 election precinct, the canvass of the first machine shall be  
3 completed before the second and so on. When the canvass of all  
4 totals shall have been completed, the precinct election board  
5 shall canvass all vote by mail ~~absentee~~ ballots in the same  
6 manner provided by law for canvassing paper ballots. The totals  
7 of the vote by mail ~~absentee~~ votes for each candidate and for  
8 each question or other proposition shall be recorded on the  
9 return sheets under the totals from the voting machines and the  
10 final total of the votes received by each candidate, and each  
11 constitutional amendment, question or other proposition, shall  
12 be ascertained and recorded in the space provided for that  
13 purpose on the return sheets. Upon the completion of the  
14 canvass as hereinbefore provided, one of the precinct election  
15 officials shall, in a loud and distinct voice announce the  
16 total votes received by each candidate, and the total votes  
17 cast both for and against each constitutional amendment,  
18 question or other proposition, and such proclamation shall be  
19 made slowly enough so as to enable anyone desiring to do so, to  
20 record each such result as it is announced. Except where a  
21 voting machine is equipped with an automatic recording sheet  
22 when the proclamation is completed, the election official who  
23 announced the totals from the counters of the machine or  
24 machines, shall take his place at one of the return sheets and  
25 one of the election officials of the opposite party who has  
26 completed the recording of the returns on the return sheets

1 shall take his place at the counter compartment of the voting  
2 machine first canvassed, and he shall then proceed to announce  
3 each total on each registering counter in the same manner as it  
4 was done for the first canvass. Before the recheck of the  
5 voting machine is begun, the two precinct election officials  
6 who are to recheck the totals on the return sheets shall  
7 exchange return sheets and each election official shall then,  
8 as the canvass proceeds, check each total as it is announced  
9 from the registering counters of the voting machine or machines  
10 for the second time. As each total is announced each precinct  
11 election official who is checking the totals on the return  
12 sheets shall repeat in a loud and distinct voice each total as  
13 it is announced. If any errors in the original canvass are  
14 discovered they shall be corrected at once in the presence of  
15 all the precinct election officials and a certificate shall be  
16 prepared and signed by each such election official, setting  
17 forth which errors were discovered and what corrections were  
18 made, and such certificate shall be made in duplicate and one  
19 filed with each return sheet. During the process of rechecking  
20 each total on the machines, the precinct election official or  
21 officials, if any, who at the original canvass acted as watcher  
22 or watchers at the registering counters of the machines, shall  
23 in the same manner verify the accuracy of each total as it is  
24 announced from the machine or machines and is repeated by the  
25 two precinct election officials who are rechecking the totals  
26 as written on the return sheets. When this recheck is completed

1 the entire precinct election board shall take one of the return  
2 sheets and fold it in accordion pleats approximately ten inches  
3 wide with the face of the return sheet out, in such a manner  
4 that each pleat can easily be turned as the final recheck  
5 proceeds. The entire precinct election board shall then begin  
6 at the voting machine first canvassed and each such election  
7 official shall, simultaneously with the other such election  
8 officials, and in the presence of each other, examine each  
9 registering counter on the voting machine, and immediately  
10 examine the corresponding record for that counter, as it is  
11 written on the return sheet, and shall satisfy himself that  
12 both numbers are the same. Each total on each voting machine  
13 shall be as examined and when such examination has been  
14 completed, the entire precinct election board shall then  
15 compare each total on such return sheet with the corresponding  
16 total on the duplicate return sheet and each precinct election  
17 official shall satisfy himself that all totals are the same on  
18 both return sheets. Each precinct election official shall sign  
19 a certificate stating that each step in the canvass of the  
20 voting machines, as provided herein, has been carefully and  
21 faithfully carried out in every detail. If any errors are  
22 discovered during the final recheck of the registering counters  
23 and comparison of the duplicate return sheets, such errors  
24 shall be corrected at once, and each precinct election official  
25 shall sign a certificate stating which errors were found and  
26 what corrections were made and such corrections shall be made

1 in the presence of all the precinct election officials. The  
2 precinct election board shall then canvass the irregular ballot  
3 in substantially the same manner as the law provides for  
4 canvassing the returns for paper ballots, and shall record the  
5 results thereof on the return sheets in the space provided for  
6 that purpose. Before leaving the room and before closing and  
7 locking the counting compartment, each precinct election  
8 official shall make and sign the certificate and written  
9 statements and the return sheets of such election as provided  
10 by law. In precincts where the voting machines are equipped  
11 with the automatic recording sheet and two or more machines the  
12 total vote cast for each candidate, question or proposition  
13 from each machine shall be recorded separately on the statement  
14 of votes as provided for in Section 18-14, and the grand total  
15 of all votes appearing on the recording sheets shall be  
16 recorded on the statement of votes and proclaimed by the judges  
17 in the same manner as is herein provided for proclamation of  
18 votes from the return sheets. All vote by mail ~~absentee~~  
19 and irregular ballots of each voting machine shall be returned  
20 to the proper officer together with the return sheets and  
21 certificates and supplies and such vote by mail ~~absentee~~  
22 ballots and irregular machine ballots shall be preserved and  
23 finally destroyed as is now provided by law when paper ballots  
24 are used. The written statements or returns so made, after  
25 having been properly signed, shall be distinctly and clearly  
26 read in the hearing of all persons present in the polling

1 place, and ample opportunity shall be given to compare the  
2 results so certified with the counter dials of the machine.  
3 After such comparison and correction, if any is made, the  
4 precinct election officials shall then close the counting  
5 compartment and lock the same. Thereafter the voting machine  
6 shall remain locked and sealed against voting for a period of  
7 at least 30 days, after the results of the election have been  
8 declared, unless otherwise ordered by the circuit court:  
9 provided, however, upon application to the circuit court, the  
10 circuit judge may order the said machines opened prior to the  
11 thirty day period herein required to be closed. The circuit  
12 court in its order shall specify the manner in which the count  
13 recorded on the machines shall be taken and preserved:  
14 provided, however, when the machines are equipped with any  
15 recording or photographic device on which votes registered on  
16 the mechanical counters will be separately recorded or  
17 photographed, as provided in Section 24-18 hereof, and it is  
18 necessary to use said machines at an election occurring within  
19 said 30 days, then after the machines have remained locked for  
20 a period of 48 hours they may be prepared for such subsequent  
21 election as herein provided. Whenever it is necessary to reset  
22 the machines for another election prior to the time limit for  
23 the filing of election contests, it shall be the duty of the  
24 proper officials to make a photographic record of the machines  
25 involved to be used in case of an election contest, whereupon  
26 the machines may be set back to zero and arranged for the next

1 election.

2 (Source: P.A. 80-704.)

3 (10 ILCS 5/24A-6) (from Ch. 46, par. 24A-6)

4 Sec. 24A-6. The ballot information, whether placed on the  
5 ballot or on the marking device, shall, as far as practicable,  
6 be in the order of arrangement provided for paper ballots,  
7 except that such information may be in vertical or horizontal  
8 rows, or in a number of separate pages. Ballots for all  
9 questions or propositions to be voted on must be provided in  
10 the same manner and must be arranged on or in the marking  
11 device or on the ballot sheet in the places provided for such  
12 purposes.

13 When an electronic voting system utilizes a ballot label  
14 booklet and ballot card, ballots for candidates, ballots  
15 calling for a constitutional convention, constitutional  
16 amendment ballots, judicial retention ballots, public  
17 measures, and all propositions to be voted upon may be placed  
18 on the electronic voting device by providing in the ballot  
19 booklet separate ballot label pages or series of pages  
20 distinguished by differing colors as provided below. When an  
21 electronic voting system utilizes a ballot sheet, ballots  
22 calling for a constitutional convention, constitutional  
23 amendment ballots and judicial retention ballots shall be  
24 placed on the ballot sheet by providing a separate portion of  
25 the ballot sheet for each such kind of ballot which shall be

1 printed in ink of a color distinct from the color of ink used  
2 in printing any other portion of the ballot sheet. Ballots for  
3 candidates, public measures and all other propositions to be  
4 voted upon shall be placed on the ballot sheet by providing a  
5 separate portion of the ballot sheet for each such kind of  
6 ballot. Whenever a person has submitted a declaration of intent  
7 to be a write-in candidate as required in Sections 17-16.1 and  
8 18-9.1, a line on which the name of a candidate may be written  
9 by the voter shall be printed below the name of the last  
10 candidate nominated for such office, and immediately to the  
11 left of such line an area shall be provided for marking a vote  
12 for such write-in candidate. The number of write-in lines for  
13 an office shall equal the number of persons who have filed  
14 declarations of intent to be write-in candidates plus an  
15 additional line or lines for write-in candidates who qualify to  
16 file declarations to be write-in candidates under Sections  
17 17-16.1 and 18-9.1 when the certification of ballot contains  
18 the words "OBJECTION PENDING" next to the name of the  
19 candidate, up to the number of candidates for which a voter may  
20 vote. More than one amendment to the constitution may be placed  
21 on the same ballot page or series of pages or on the same  
22 portion of the ballot sheet, as the case may be. Ballot label  
23 pages for constitutional conventions or constitutional  
24 amendments shall be on paper of blue color and shall precede  
25 all other ballot label pages in the ballot label booklet. More  
26 than one public measure or proposition may be placed on the

1 same ballot label page or series of pages or on the same  
2 portion of the ballot sheet, as the case may be. More than one  
3 proposition for retention of judges in office may be placed on  
4 the same ballot label page or series of pages or on the same  
5 portion of the ballot sheet, as the case may be. Ballot label  
6 pages for candidates shall be on paper of white color, except  
7 that in primary elections the ballot label page or pages for  
8 the candidates of each respective political party shall be of  
9 the color designated by the election official in charge of the  
10 election for that political party's candidates; provided that  
11 the ballot label pages or pages for candidates for use at the  
12 nonpartisan and consolidated elections may be on paper of  
13 different colors, except blue, whenever necessary or desirable  
14 to facilitate distinguishing between the pages for different  
15 political subdivisions. On each page of the candidate booklet,  
16 where the election is made to list ballot information  
17 vertically, the party affiliation of each candidate or the word  
18 "independent" shall appear immediately to the left of the  
19 candidate's name, and the name of candidates for the same  
20 office shall be listed vertically under the title of that  
21 office. If no candidate or candidates file for an office and if  
22 no person or persons file a declaration as a write-in candidate  
23 for that office, then below the title of that office the  
24 election authority instead shall print "No Candidate". In the  
25 case of nonpartisan elections for officers of political  
26 subdivisions, unless the statute or an ordinance adopted

1 pursuant to Article VII of the Constitution requires otherwise,  
2 the listing of such nonpartisan candidates shall not include  
3 any party or "independent" designation. Ballot label pages for  
4 judicial retention ballots shall be on paper of green color,  
5 and ballot label pages for all public measures and other  
6 propositions shall be on paper of some other distinct and  
7 different color. In primary elections, a separate ballot label  
8 booklet, marking device and voting booth shall be used for each  
9 political party holding a primary, with the ballot label  
10 booklet arranged to include ballot label pages of the  
11 candidates of the party and public measures and other  
12 propositions to be voted upon on the day of the primary  
13 election. One ballot card may be used for recording the voter's  
14 vote or choice on all such ballots, proposals, public measures  
15 or propositions, and such ballot card shall be arranged so as  
16 to record the voter's vote or choice in a separate column or  
17 columns for each such kind of ballot, proposal, public measure  
18 or proposition.

19 If the ballot label booklet includes both candidates for  
20 office and public measures or propositions to be voted on, the  
21 election official in charge of the election shall divide the  
22 pages by protruding tabs identifying the division of the pages,  
23 and printing on such tabs "Candidates" and "Propositions".

24 The ballot card and all of its columns and the ballot card  
25 envelope shall be of the color prescribed for candidate's  
26 ballots at the general or primary election, whichever is being

1 held. At an election where no candidates are being nominated or  
2 elected, the ballot card, its columns, and the ballot card  
3 envelope shall be of a color designated by the election  
4 official in charge of the election.

5 The ballot cards, ballot card envelopes and ballot sheets  
6 may, at the discretion of the election authority, be printed on  
7 white paper and then striped with the appropriate colors.

8 When ballot sheets are used, the various portions thereof  
9 shall be arranged to conform to the foregoing format.

10 Vote by mail ~~Absentee~~ ballots may consist of ballot cards,  
11 envelopes, paper ballots, or ballot sheets ~~voted in person in~~  
12 ~~the office of the election official in charge of the election~~  
13 ~~or voted by mail~~. Where a ballot card is used for voting by  
14 mail it must be accompanied by a punching tool or other  
15 appropriate marking device, voter instructions and a specimen  
16 ballot showing the proper positions to vote on the ballot card  
17 or ballot sheet for each party, candidate, proposal, public  
18 measure or proposition, and in the case of a ballot card must  
19 be mounted on a suitable material to receive the punched out  
20 chip.

21 Any voter who spoils his ballot or makes an error may  
22 return the ballot to the judges of election and secure another.  
23 However, the protruding identifying tab for proposals for a  
24 constitutional convention or constitutional amendments shall  
25 have printed thereon "Constitutional Ballot", and the ballot  
26 label page or pages for such proposals shall precede the ballot

1 label pages for candidates in the ballot label booklet.

2 (Source: P.A. 95-699, eff. 11-9-07; 95-862, eff. 8-19-08.)

3 (10 ILCS 5/24A-10) (from Ch. 46, par. 24A-10)

4 Sec. 24A-10. (1) In an election jurisdiction which has  
5 adopted an electronic voting system, the election official in  
6 charge of the election shall select one of the 3 following  
7 procedures for receiving, counting, tallying, and return of the  
8 ballots:

9 (a) Two ballot boxes shall be provided for each polling  
10 place. The first ballot box is for the depositing of votes cast  
11 on the electronic voting system; and the second ballot box is  
12 for all votes cast on paper ballots, including any paper  
13 ballots required to be voted other than on the electronic  
14 voting system. Ballots deposited in the second ballot box shall  
15 be counted, tallied, and returned as is elsewhere provided in  
16 "The Election Code," as amended, for the counting and handling  
17 of paper ballots. Immediately after the closing of the polls,  
18 the judges of election shall make out a slip indicating the  
19 number of persons who voted in the precinct at the election.  
20 Such slip shall be signed by all the judges of election and  
21 shall be inserted by them in the first ballot box. The judges  
22 of election shall thereupon immediately lock each ballot box;  
23 provided, that if such box is not of a type which may be  
24 securely locked, such box shall be sealed with filament tape  
25 provided for such purpose which shall be wrapped around the box

1 lengthwise and crosswise, at least twice each way, and in such  
2 manner that the seal completely covers the slot in the ballot  
3 box, and each of the judges shall sign such seal. Thereupon two  
4 of the judges of election, of different political parties,  
5 shall forthwith and by the most direct route transport both  
6 ballot boxes to the counting location designated by the county  
7 clerk or board of election commissioners.

8 Before the ballots of a precinct are fed to the electronic  
9 tabulating equipment, the first ballot box shall be opened at  
10 the central counting station by the two precinct transport  
11 judges. Upon opening a ballot box, such team shall first count  
12 the number of ballots in the box. If 2 or more are folded  
13 together so as to appear to have been cast by the same person,  
14 all of the ballots so folded together shall be marked and  
15 returned with the other ballots in the same condition, as near  
16 as may be, in which they were found when first opened, but  
17 shall not be counted. If the remaining ballots are found to  
18 exceed the number of persons voting in the precinct as shown by  
19 the slip signed by the judges of election, the ballots shall be  
20 replaced in the box, and the box closed and well shaken and  
21 again opened and one of the precinct transport judges shall  
22 publicly draw out so many ballots unopened as are equal to such  
23 excess.

24 Such excess ballots shall be marked "Excess-Not Counted"  
25 and signed by the two precinct transport judges and shall be  
26 placed in the "After 7:00 p.m. Defective Ballots Envelope". The

1 number of excess ballots shall be noted in the remarks section  
2 of the Certificate of Results. "Excess" ballots shall not be  
3 counted in the total of "defective" ballots.

4 The precinct transport judges shall then examine the  
5 remaining ballots for write-in votes and shall count and  
6 tabulate the write-in vote; or

7 (b) A single ballot box, for the deposit of all votes cast,  
8 shall be used. All ballots which are not to be tabulated on the  
9 electronic voting system shall be counted, tallied, and  
10 returned as elsewhere provided in "The Election Code," as  
11 amended, for the counting and handling of paper ballots.

12 All ballots to be processed and tabulated with the  
13 electronic voting system shall be processed as follows:

14 Immediately after the closing of the polls, the precinct  
15 judges of election then shall open the ballot box and canvass  
16 the votes polled to determine that the number of ballots  
17 therein agree with the number of voters voting as shown by the  
18 applications for ballot or if the same do not agree the judges  
19 of election shall make such ballots agree with the applications  
20 for ballot in the manner provided by Section 17-18 of "The  
21 Election Code." The judges of election shall then examine all  
22 ballot cards and ballot card envelopes which are in the ballot  
23 box to determine whether the ballot cards and ballot card  
24 envelopes bear the initials of a precinct judge of election. If  
25 any ballot card or ballot card envelope is not initialed, it  
26 shall be marked on the back "Defective," initialed as to such

1 label by all judges immediately under such word "Defective,"  
2 and not counted, but placed in the envelope provided for that  
3 purpose labeled "Defective Ballots Envelope."

4 When an electronic voting system is used which utilizes a  
5 ballot card, before separating the ballot cards from their  
6 respective covering envelopes, the judges of election shall  
7 examine the ballot card envelopes for write-in votes. When the  
8 voter has voted a write-in vote, the judges of election shall  
9 compare the write-in vote with the votes on the ballot card to  
10 determine whether such write-in results in an overvote for any  
11 office. In case of an overvote for any office, the judges of  
12 election, consisting in each case of at least one judge of  
13 election of each of the two major political parties, shall make  
14 a true duplicate ballot of all votes on such ballot card except  
15 for the office which is overvoted, by using the ballot label  
16 booklet of the precinct and one of the marking devices of the  
17 precinct so as to transfer all votes of the voter except for  
18 the office overvoted, to an official ballot card of that kind  
19 used in the precinct at that election. The original ballot card  
20 and envelope upon which there is an overvote shall be clearly  
21 labeled "Overvoted Ballot", and each shall bear the same serial  
22 number which shall be placed thereon by the judges of election,  
23 commencing with number 1 and continuing consecutively for the  
24 ballots of that kind in that precinct. The judges of election  
25 shall initial the "Duplicate Overvoted Ballot" ballot cards and  
26 shall place them in the box for return of the ballots. The

1 "Overvoted Ballot" ballots and their envelopes shall be placed  
2 in the "Duplicate Ballots" envelope. Envelopes bearing  
3 write-in votes marked in the place designated therefor and  
4 bearing the initials of a precinct judge of election and not  
5 resulting in an overvote and otherwise complying with the  
6 election laws as to marking shall be counted, tallied, and  
7 their votes recorded on a tally sheet provided by the election  
8 official in charge of the election. The ballot cards and ballot  
9 card envelopes shall be separated and all except any defective  
10 or overvoted shall be placed separately in the box for return  
11 of the ballots. The judges of election shall examine the  
12 ballots and ballot cards to determine if any is damaged or  
13 defective so that it cannot be counted by the automatic  
14 tabulating equipment. If any ballot or ballot card is damaged  
15 or defective so that it cannot properly be counted by the  
16 automatic tabulating equipment, the judges of election,  
17 consisting in each case of at least one judge of election of  
18 each of the two major political parties, shall make a true  
19 duplicate ballot of all votes on such ballot card by using the  
20 ballot label booklet of the precinct and one of the marking  
21 devices of the precinct. The original ballot or ballot card and  
22 envelope shall be clearly labeled "Damaged Ballot" and the  
23 ballot or ballot card so produced "Duplicate Damaged Ballot,"  
24 and each shall bear the same number which shall be placed  
25 thereon by the judges of election, commencing with number 1 and  
26 continuing consecutively for the ballots of that kind in the

1 precinct. The judges of election shall initial the "Duplicate  
2 Damaged Ballot" ballot or ballot cards, and shall place them in  
3 the box for return of the ballots. The "Damaged Ballot" ballots  
4 or ballot cards and their envelopes shall be placed in the  
5 "Duplicated Ballots" envelope. A slip indicating the number of  
6 voters voting in person shall be made out, signed by all judges  
7 of election, and inserted in the box for return of the ballots.  
8 The tally sheets recording the write-in votes shall be placed  
9 in this box. The judges of election thereupon immediately shall  
10 securely lock the ballot box or other suitable box furnished  
11 for return of the ballots by the election official in charge of  
12 the election; provided that if such box is not of a type which  
13 may be securely locked, such box shall be sealed with filament  
14 tape provided for such purpose which shall be wrapped around  
15 the box lengthwise and crosswise, at least twice each way. A  
16 separate adhesive seal label signed by each of the judges of  
17 election of the precinct shall be affixed to the box so as to  
18 cover any slot therein and to identify the box of the precinct;  
19 and if such box is sealed with filament tape as provided herein  
20 rather than locked, such tape shall be wrapped around the box  
21 as provided herein, but in such manner that the separate  
22 adhesive seal label affixed to the box and signed by the judges  
23 may not be removed without breaking the filament tape and  
24 disturbing the signature of the judges. Thereupon, 2 of the  
25 judges of election, of different major political parties,  
26 forthwith shall by the most direct route transport the box for

1 return of the ballots and enclosed ballots and returns to the  
2 central counting location designated by the election official  
3 in charge of the election. If, however, because of the lack of  
4 adequate parking facilities at the central counting location or  
5 for any other reason, it is impossible or impracticable for the  
6 boxes from all the polling places to be delivered directly to  
7 the central counting location, the election official in charge  
8 of the election may designate some other location to which the  
9 boxes shall be delivered by the 2 precinct judges. While at  
10 such other location the boxes shall be in the care and custody  
11 of one or more teams, each consisting of 4 persons, 2 from each  
12 of the two major political parties, designated for such purpose  
13 by the election official in charge of elections from  
14 recommendations by the appropriate political party  
15 organizations. As soon as possible, the boxes shall be  
16 transported from such other location to the central counting  
17 location by one or more teams, each consisting of 4 persons, 2  
18 from each of the 2 major political parties, designated for such  
19 purpose by the election official in charge of elections from  
20 recommendations by the appropriate political party  
21 organizations.

22 The "Defective Ballots" envelope, and "Duplicated Ballots"  
23 envelope each shall be securely sealed and the flap or end  
24 thereof of each signed by the precinct judges of election and  
25 returned to the central counting location with the box for  
26 return of the ballots, enclosed ballots and returns.

1           At the central counting location, a team of tally judges  
2 designated by the election official in charge of the election  
3 shall check the box returned containing the ballots to  
4 determine that all seals are intact, and thereupon shall open  
5 the box, check the voters' slip and compare the number of  
6 ballots so delivered against the total number of voters of the  
7 precinct who voted, remove the ballots or ballot cards and  
8 deliver them to the technicians operating the automatic  
9 tabulating equipment. Any discrepancies between the number of  
10 ballots and total number of voters shall be noted on a sheet  
11 furnished for that purpose and signed by the tally judges; or

12           (c) A single ballot box, for the deposit of all votes cast,  
13 shall be used. Immediately after the closing of the polls, the  
14 precinct judges of election shall securely lock the ballot box;  
15 provided that if such box is not of a type which may be  
16 securely locked, such box shall be sealed with filament tape  
17 provided for such purpose which shall be wrapped around the box  
18 lengthwise and crosswise, at least twice each way. A separate  
19 adhesive seal label signed by each of the judges of election of  
20 the precinct shall be affixed to the box so as to cover any  
21 slot therein and to identify the box of the precinct; and if  
22 such box is sealed with filament tape as provided herein rather  
23 than locked, such tape shall be wrapped around the box as  
24 provided herein, but in such manner that the separate adhesive  
25 seal label affixed to the box and signed by the judges may not  
26 be removed without breaking the filament tape and disturbing

1 the signature of the judges. Thereupon, 2 of the judges of  
2 election, of different major political parties, shall  
3 forthwith by the most direct route transport the box for return  
4 of the ballots and enclosed vote by mail ~~absentee~~ and early  
5 ballots and returns to the central counting location designated  
6 by the election official in charge of the election. If however,  
7 because of the lack of adequate parking facilities at the  
8 central counting location or for some other reason, it is  
9 impossible or impracticable for the boxes from all the polling  
10 places to be delivered directly to the central counting  
11 location, the election official in charge of the election may  
12 designate some other location to which the boxes shall be  
13 delivered by the 2 precinct judges. While at such other  
14 location the boxes shall be in the care and custody of one or  
15 more teams, each consisting of 4 persons, 2 from each of the  
16 two major political parties, designated for such purpose by the  
17 election official in charge of elections from recommendations  
18 by the appropriate political party organizations. As soon as  
19 possible, the boxes shall be transported from such other  
20 location to the central counting location by one or more teams,  
21 each consisting of 4 persons, 2 from each of the 2 major  
22 political parties, designated for such purpose by the election  
23 official in charge of the election from recommendations by the  
24 appropriate political party organizations.

25 At the central counting location there shall be one or more  
26 teams of tally judges who possess the same qualifications as

1 tally judges in election jurisdictions using paper ballots. The  
2 number of such teams shall be determined by the election  
3 authority. Each team shall consist of 5 tally judges, 3  
4 selected and approved by the county board from a certified list  
5 furnished by the chairman of the county central committee of  
6 the party with the majority of members on the county board and  
7 2 selected and approved by the county board from a certified  
8 list furnished by the chairman of the county central committee  
9 of the party with the second largest number of members on the  
10 county board. At the central counting location a team of tally  
11 judges shall open the ballot box and canvass the votes polled  
12 to determine that the number of ballot sheets therein agree  
13 with the number of voters voting as shown by the applications  
14 for ballot; and, if the same do not agree, the tally judges  
15 shall make such ballots agree with the number of applications  
16 for ballot in the manner provided by Section 17-18 of the  
17 Election Code. The tally judges shall then examine all ballot  
18 sheets which are in the ballot box to determine whether they  
19 bear the initials of the precinct judge of election. If any  
20 ballot is not initialed, it shall be marked on the back  
21 "Defective", initialed as to such label by all tally judges  
22 immediately under such word "Defective", and not counted, but  
23 placed in the envelope provided for that purpose labeled  
24 "Defective Ballots Envelope". An overvote for one office shall  
25 invalidate only the vote or count of that particular office.

26 At the central counting location, a team of tally judges

1 designated by the election official in charge of the election  
2 shall deliver the ballot sheets to the technicians operating  
3 the automatic tabulating equipment. Any discrepancies between  
4 the number of ballots and total number of voters shall be noted  
5 on a sheet furnished for that purpose and signed by the tally  
6 judges.

7 (2) Regardless of which procedure described in subsection  
8 (1) of this Section is used, the judges of election designated  
9 to transport the ballots, properly signed and sealed as  
10 provided herein, shall ensure that the ballots are delivered to  
11 the central counting station no later than 12 hours after the  
12 polls close. At the central counting station a team of tally  
13 judges designated by the election official in charge of the  
14 election shall examine the ballots so transported and shall not  
15 accept ballots for tabulating which are not signed and sealed  
16 as provided in subsection (1) of this Section until the judges  
17 transporting the same make and sign the necessary corrections.  
18 Upon acceptance of the ballots by a team of tally judges at the  
19 central counting station, the election judges transporting the  
20 same shall take a receipt signed by the election official in  
21 charge of the election and stamped with the date and time of  
22 acceptance. The election judges whose duty it is to transport  
23 any ballots shall, in the event such ballots cannot be found  
24 when needed, on proper request, produce the receipt which they  
25 are to take as above provided.

26 (Source: P.A. 94-645, eff. 8-22-05; 94-1000, eff. 7-3-06.)

1 (10 ILCS 5/24A-15.1) (from Ch. 46, par. 24A-15.1)

2 Sec. 24A-15.1. Except as herein provided, discovery  
3 recounts and election contests shall be conducted as otherwise  
4 provided for in "The Election Code", as amended. The automatic  
5 tabulating equipment shall be tested prior to the discovery  
6 recount or election contest as provided in Section 24A-9, and  
7 then the official ballots or ballot cards shall be recounted on  
8 the automatic tabulating equipment. In addition, (1) the ballot  
9 or ballot cards shall be checked for the presence or absence of  
10 judges' initials and other distinguishing marks, and (2) the  
11 ballots marked "Rejected", "Defective", "Objected to", "Vote by  
12 Mail Absentee Ballot", and "Early Ballot" shall be examined to  
13 determine the propriety of the labels, and (3) the "Duplicate  
14 Vote by Mail Absentee Ballots", "Duplicate Early Ballots",  
15 "Duplicate Overvoted Ballots" and "Duplicate Damaged Ballots"  
16 shall be compared with their respective originals to determine  
17 the correctness of the duplicates.

18 Any person who has filed a petition for discovery recount  
19 may request that a redundant count be conducted in those  
20 precincts in which the discovery recount is being conducted.  
21 The additional costs of such a redundant count shall be borne  
22 by the requesting party.

23 The log of the computer operator and all materials retained  
24 by the election authority in relation to vote tabulation and  
25 canvass shall be made available for any discovery recount or

1 election contest.

2 (Source: P.A. 98-756, eff. 7-16-14.)

3 (10 ILCS 5/24B-6)

4 Sec. 24B-6. Ballot Information; Arrangement; Electronic  
5 Precinct Tabulation Optical Scan Technology Voting System;  
6 Vote by Mail ~~Absentee~~ Ballots; Spoiled Ballots. The ballot  
7 information, shall, as far as practicable, be in the order of  
8 arrangement provided for paper ballots, except that the  
9 information may be in vertical or horizontal rows, or on a  
10 number of separate pages or displays on the marking device.  
11 Ballots for all questions or propositions to be voted on should  
12 be provided in a similar manner and must be arranged on the  
13 ballot sheet or marking device in the places provided for such  
14 purposes. Ballots shall be of white paper unless provided  
15 otherwise by administrative rule of the State Board of  
16 Elections or otherwise specified.

17 All propositions, including but not limited to  
18 propositions calling for a constitutional convention,  
19 constitutional amendment, judicial retention, and public  
20 measures to be voted upon shall be placed on separate portions  
21 of the ballot sheet or marking device by utilizing borders or  
22 grey screens. Candidates shall be listed on a separate portion  
23 of the ballot sheet or marking device by utilizing borders or  
24 grey screens. Whenever a person has submitted a declaration of  
25 intent to be a write-in candidate as required in Sections

1 17-16.1 and 18-9.1, a line or lines on which the voter may  
2 select a write-in candidate shall be printed below the name of  
3 the last candidate nominated for such office. Such line or  
4 lines shall be proximate to an area provided for marking votes  
5 for the write-in candidate or candidates. The number of  
6 write-in lines for an office shall equal the number of persons  
7 who have filed declarations of intent to be write-in candidates  
8 plus an additional line or lines for write-in candidates who  
9 qualify to file declarations to be write-in candidates under  
10 Sections 17-16.1 and 18-9.1 when the certification of ballot  
11 contains the words "OBJECTION PENDING" next to the name of that  
12 candidate, up to the number of candidates for which a voter may  
13 vote. In the case of write-in lines for the offices of Governor  
14 and Lieutenant Governor, 2 lines shall be printed within a  
15 bracket and a single square shall be printed in front of the  
16 bracket. More than one amendment to the constitution may be  
17 placed on the same portion of the ballot sheet or marking  
18 device. Constitutional convention or constitutional amendment  
19 propositions shall be printed or displayed on a separate  
20 portion of the ballot sheet or marking device and designated by  
21 borders or grey screens, unless otherwise provided by  
22 administrative rule of the State Board of Elections. More than  
23 one public measure or proposition may be placed on the same  
24 portion of the ballot sheet or marking device. More than one  
25 proposition for retention of judges in office may be placed on  
26 the same portion of the ballot sheet or marking device. Names

1 of candidates shall be printed in black. The party affiliation  
2 of each candidate or the word "independent" shall appear near  
3 or under the candidate's name, and the names of candidates for  
4 the same office shall be listed vertically under the title of  
5 that office, on separate pages of the marking device, or as  
6 otherwise approved by the State Board of Elections. If no  
7 candidate or candidates file for an office and if no person or  
8 persons file a declaration as a write-in candidate for that  
9 office, then below the title of that office the election  
10 authority instead shall print "No Candidate". In the case of  
11 nonpartisan elections for officers of political subdivisions,  
12 unless the statute or an ordinance adopted pursuant to Article  
13 VII of the Constitution requires otherwise, the listing of  
14 nonpartisan candidates shall not include any party or  
15 "independent" designation. Judicial retention questions and  
16 ballot questions for all public measures and other propositions  
17 shall be designated by borders or grey screens on the ballot or  
18 marking device. In primary elections, a separate ballot, or  
19 displays on the marking device, shall be used for each  
20 political party holding a primary, with the ballot or marking  
21 device arranged to include names of the candidates of the party  
22 and public measures and other propositions to be voted upon on  
23 the day of the primary election.

24 If the ballot includes both candidates for office and  
25 public measures or propositions to be voted on, the election  
26 official in charge of the election shall divide the ballot or

1 displays on the marking device in sections for "Candidates" and  
2 "Propositions", or separate ballots may be used.

3 Vote by Mail ~~Absentee~~ ballots may consist of envelopes,  
4 paper ballots, or ballot sheets ~~voted in person in the office~~  
5 ~~of the election official in charge of the election or voted by~~  
6 ~~mail~~. Where a Precinct Tabulation Optical Scan Technology  
7 ballot is used for voting by mail it must be accompanied by  
8 voter instructions.

9 Any voter who spoils his or her ballot, makes an error, or  
10 has a ballot returned by the automatic tabulating equipment may  
11 return the ballot to the judges of election and get another  
12 ballot.

13 (Source: P.A. 95-699, eff. 11-9-07; 95-862, eff. 8-19-08;  
14 96-1018, eff. 1-1-11.)

15 (10 ILCS 5/24B-10)

16 Sec. 24B-10. Receiving, Counting, Tallying and Return of  
17 Ballots; Acceptance of Ballots by Election Authority.

18 (a) In an election jurisdiction which has adopted an  
19 electronic Precinct Tabulation Optical Scan Technology voting  
20 system, the election official in charge of the election shall  
21 select one of the 3 following procedures for receiving,  
22 counting, tallying, and return of the ballots:

23 (1) Two ballot boxes shall be provided for each polling  
24 place. The first ballot box is for the depositing of votes  
25 cast on the electronic voting system; and the second ballot

1 box is for all votes cast on other ballots, including any  
2 paper ballots required to be voted other than on the  
3 Precinct Tabulation Optical Scan Technology electronic  
4 voting system. Ballots deposited in the second ballot box  
5 shall be counted, tallied, and returned as is elsewhere  
6 provided in this Code for the counting and handling of  
7 paper ballots. Immediately after the closing of the polls,  
8 the judges of election shall make out a slip indicating the  
9 number of persons who voted in the precinct at the  
10 election. The slip shall be signed by all the judges of  
11 election and shall be inserted by them in the first ballot  
12 box. The judges of election shall thereupon immediately  
13 lock each ballot box; provided, that if the box is not of a  
14 type which may be securely locked, the box shall be sealed  
15 with filament tape provided for the purpose that shall be  
16 wrapped around the box lengthwise and crosswise, at least  
17 twice each way, and in a manner that the seal completely  
18 covers the slot in the ballot box, and each of the judges  
19 shall sign the seal. Two of the judges of election, of  
20 different political parties, shall by the most direct route  
21 transport both ballot boxes to the counting location  
22 designated by the county clerk or board of election  
23 commissioners.

24 Before the ballots of a precinct are fed to the  
25 electronic Precinct Tabulation Optical Scan Technology  
26 tabulating equipment, the first ballot box shall be opened

1 at the central counting station by the 2 precinct transport  
2 judges. Upon opening a ballot box, the team shall first  
3 count the number of ballots in the box. If 2 or more are  
4 folded together to appear to have been cast by the same  
5 person, all of the ballots folded together shall be marked  
6 and returned with the other ballots in the same condition,  
7 as near as may be, in which they were found when first  
8 opened, but shall not be counted. If the remaining ballots  
9 are found to exceed the number of persons voting in the  
10 precinct as shown by the slip signed by the judges of  
11 election, the ballots shall be replaced in the box, and the  
12 box closed and well shaken and again opened and one of the  
13 precinct transport judges shall publicly draw out so many  
14 ballots unopened as are equal to the excess.

15 The excess ballots shall be marked "Excess-Not  
16 Counted" and signed by the 2 precinct transport judges and  
17 shall be placed in the "After 7:00 p.m. Defective Ballots  
18 Envelope". The number of excess ballots shall be noted in  
19 the remarks section of the Certificate of Results. "Excess"  
20 ballots shall not be counted in the total of "defective"  
21 ballots.

22 The precinct transport judges shall then examine the  
23 remaining ballots for write-in votes and shall count and  
24 tabulate the write-in vote.

25 (2) A single ballot box, for the deposit of all votes  
26 cast, shall be used. All ballots which are not to be

1 tabulated on the electronic voting system shall be counted,  
2 tallied, and returned as elsewhere provided in this Code  
3 for the counting and handling of paper ballots.

4 All ballots to be processed and tabulated with the  
5 electronic Precinct Tabulation Optical Scan Technology  
6 voting system shall be processed as follows:

7 Immediately after the closing of the polls, the  
8 precinct judges of election shall open the ballot box and  
9 canvass the votes polled to determine that the number of  
10 ballots agree with the number of voters voting as shown by  
11 the applications for ballot, or if the same do not agree  
12 the judges of election shall make such ballots agree with  
13 the applications for ballot in the manner provided by  
14 Section 17-18 of this Code.

15 In case of an overvote for any office, the judges of  
16 election, consisting in each case of at least one judge of  
17 election of each of the 2 major political parties, shall  
18 make a true duplicate ballot of all votes on the ballot  
19 except for the office which is overvoted, by using the  
20 ballot of the precinct and one of the marking devices, or  
21 equivalent ballot, of the precinct to transfer all votes of  
22 the voter except for the office overvoted, to an official  
23 ballot of that kind used in the precinct at that election.  
24 The original ballot upon which there is an overvote shall  
25 be clearly labeled "Overvoted Ballot", and each shall bear  
26 the same serial number which shall be placed thereon by the

1 judges of election, beginning with number 1 and continuing  
2 consecutively for the ballots of that kind in that  
3 precinct. The judges of election shall initial the  
4 "Duplicate Overvoted Ballot" ballots and shall place them  
5 in the box for return of the ballots. The "Overvoted  
6 Ballot" ballots shall be placed in the "Duplicate Ballots"  
7 envelope. The ballots except any defective or overvoted  
8 ballot shall be placed separately in the box for return of  
9 the ballots. The judges of election shall examine the  
10 ballots to determine if any is damaged or defective so that  
11 it cannot be counted by the automatic tabulating equipment.  
12 If any ballot is damaged or defective so that it cannot  
13 properly be counted by the automatic tabulating equipment,  
14 the judges of election, consisting in each case of at least  
15 one judge of election of each of the 2 major political  
16 parties, shall make a true duplicate ballot of all votes on  
17 such ballot by using the ballot of the precinct and one of  
18 the marking devices, or equivalent ballot, of the precinct.  
19 The original ballot and ballot envelope shall be clearly  
20 labeled "Damaged Ballot" and the ballot so produced  
21 "Duplicate Damaged Ballot", and each shall bear the same  
22 number which shall be placed thereon by the judges of  
23 election, commencing with number 1 and continuing  
24 consecutively for the ballots of that kind in the precinct.  
25 The judges of election shall initial the "Duplicate Damaged  
26 Ballot" ballot and shall place them in the box for return

1 of the ballots. The "Damaged Ballot" ballots shall be  
2 placed in the "Duplicated Ballots" envelope. A slip  
3 indicating the number of voters voting in person and the  
4 total number of voters of the precinct who voted at the  
5 election shall be made out, signed by all judges of  
6 election, and inserted in the box for return of the  
7 ballots. The tally sheets recording the write-in votes  
8 shall be placed in this box. The judges of election  
9 immediately shall securely lock the ballot box or other  
10 suitable box furnished for return of the ballots by the  
11 election official in charge of the election; provided that  
12 if the box is not of a type which may be securely locked,  
13 the box shall be sealed with filament tape provided for the  
14 purpose which shall be wrapped around the box lengthwise  
15 and crosswise, at least twice each way. A separate adhesive  
16 seal label signed by each of the judges of election of the  
17 precinct shall be affixed to the box to cover any slot  
18 therein and to identify the box of the precinct; and if the  
19 box is sealed with filament tape as provided rather than  
20 locked, such tape shall be wrapped around the box as  
21 provided, but in such manner that the separate adhesive  
22 seal label affixed to the box and signed by the judges may  
23 not be removed without breaking the filament tape and  
24 disturbing the signature of the judges. Two of the judges  
25 of election, of different major political parties, shall by  
26 the most direct route transport the box for return of the

1 ballots and enclosed ballots and returns to the central  
2 counting location designated by the election official in  
3 charge of the election. If, however, because of the lack of  
4 adequate parking facilities at the central counting  
5 location or for any other reason, it is impossible or  
6 impracticable for the boxes from all the polling places to  
7 be delivered directly to the central counting location, the  
8 election official in charge of the election may designate  
9 some other location to which the boxes shall be delivered  
10 by the 2 precinct judges. While at the other location the  
11 boxes shall be in the care and custody of one or more  
12 teams, each consisting of 4 persons, 2 from each of the 2  
13 major political parties, designated for such purpose by the  
14 election official in charge of elections from  
15 recommendations by the appropriate political party  
16 organizations. As soon as possible, the boxes shall be  
17 transported from the other location to the central counting  
18 location by one or more teams, each consisting of 4  
19 persons, 2 from each of the 2 major political parties,  
20 designated for the purpose by the election official in  
21 charge of elections from recommendations by the  
22 appropriate political party organizations.

23 The "Defective Ballots" envelope, and "Duplicated  
24 Ballots" envelope each shall be securely sealed and the  
25 flap or end of each envelope signed by the precinct judges  
26 of election and returned to the central counting location

1 with the box for return of the ballots, enclosed ballots  
2 and returns.

3 At the central counting location, a team of tally  
4 judges designated by the election official in charge of the  
5 election shall check the box returned containing the  
6 ballots to determine that all seals are intact, and shall  
7 open the box, check the voters' slip and compare the number  
8 of ballots so delivered against the total number of voters  
9 of the precinct who voted, remove the ballots and deliver  
10 them to the technicians operating the automatic tabulating  
11 equipment. Any discrepancies between the number of ballots  
12 and total number of voters shall be noted on a sheet  
13 furnished for that purpose and signed by the tally judges.

14 (3) A single ballot box, for the deposit of all votes  
15 cast, shall be used. Immediately after the closing of the  
16 polls, the precinct judges of election shall securely lock  
17 the ballot box; provided that if such box is not of a type  
18 which may be securely locked, the box shall be sealed with  
19 filament tape provided for the purpose which shall be  
20 wrapped around the box lengthwise and crosswise, at least  
21 twice each way. A separate adhesive seal label signed by  
22 each of the judges of election of the precinct shall be  
23 affixed to the box to cover any slot therein and to  
24 identify the box of the precinct; and if the box is sealed  
25 with filament tape as provided rather than locked, such  
26 tape shall be wrapped around the box as provided, but in a

1 manner that the separate adhesive seal label affixed to the  
2 box and signed by the judges may not be removed without  
3 breaking the filament tape and disturbing the signature of  
4 the judges. Two of the judges of election, of different  
5 major political parties, shall by the most direct route  
6 transport the box for return of the ballots and enclosed  
7 vote by mail ~~absentee~~ and early ballots and returns to the  
8 central counting location designated by the election  
9 official in charge of the election. If however, because of  
10 the lack of adequate parking facilities at the central  
11 counting location or for some other reason, it is  
12 impossible or impracticable for the boxes from all the  
13 polling places to be delivered directly to the central  
14 counting location, the election official in charge of the  
15 election may designate some other location to which the  
16 boxes shall be delivered by the 2 precinct judges. While at  
17 the other location the boxes shall be in the care and  
18 custody of one or more teams, each consisting of 4 persons,  
19 2 from each of the 2 major political parties, designated  
20 for the purpose by the election official in charge of  
21 elections from recommendations by the appropriate  
22 political party organizations. As soon as possible, the  
23 boxes shall be transported from the other location to the  
24 central counting location by one or more teams, each  
25 consisting of 4 persons, 2 from each of the 2 major  
26 political parties, designated for the purpose by the

1 election official in charge of the election from  
2 recommendations by the appropriate political party  
3 organizations.

4 At the central counting location there shall be one or  
5 more teams of tally judges who possess the same  
6 qualifications as tally judges in election jurisdictions  
7 using paper ballots. The number of the teams shall be  
8 determined by the election authority. Each team shall  
9 consist of 5 tally judges, 3 selected and approved by the  
10 county board from a certified list furnished by the  
11 chairman of the county central committee of the party with  
12 the majority of members on the county board and 2 selected  
13 and approved by the county board from a certified list  
14 furnished by the chairman of the county central committee  
15 of the party with the second largest number of members on  
16 the county board. At the central counting location a team  
17 of tally judges shall open the ballot box and canvass the  
18 votes polled to determine that the number of ballot sheets  
19 therein agree with the number of voters voting as shown by  
20 the applications for ballot and, if the same do not agree,  
21 the tally judges shall make such ballots agree with the  
22 number of applications for ballot in the manner provided by  
23 Section 17-18 of this Code. The tally judges shall then  
24 examine all ballot sheets that are in the ballot box to  
25 determine whether they bear the initials of the precinct  
26 judge of election. If any ballot is not initialed, it shall

1 be marked on the back "Defective", initialed as to that  
2 label by all tally judges immediately under the word  
3 "Defective", and not counted, but placed in the envelope  
4 provided for that purpose labeled "Defective Ballots  
5 Envelope". An overvote for one office shall invalidate only  
6 the vote or count for that particular office.

7 At the central counting location, a team of tally  
8 judges designated by the election official in charge of the  
9 election shall deliver the ballot sheets to the technicians  
10 operating the automatic Precinct Tabulation Optical Scan  
11 Technology tabulating equipment. Any discrepancies between  
12 the number of ballots and total number of voters shall be  
13 noted on a sheet furnished for that purpose and signed by  
14 the tally judges.

15 (b) Regardless of which procedure described in subsection  
16 (a) of this Section is used, the judges of election designated  
17 to transport the ballots properly signed and sealed, shall  
18 ensure that the ballots are delivered to the central counting  
19 station no later than 12 hours after the polls close. At the  
20 central counting station, a team of tally judges designated by  
21 the election official in charge of the election shall examine  
22 the ballots so transported and shall not accept ballots for  
23 tabulating which are not signed and sealed as provided in  
24 subsection (a) of this Section until the judges transporting  
25 the ballots make and sign the necessary corrections. Upon  
26 acceptance of the ballots by a team of tally judges at the

1 central counting station, the election judges transporting the  
2 ballots shall take a receipt signed by the election official in  
3 charge of the election and stamped with the date and time of  
4 acceptance. The election judges whose duty it is to transport  
5 any ballots shall, in the event the ballots cannot be found  
6 when needed, on proper request, produce the receipt which they  
7 are to take as above provided.

8 (Source: P.A. 93-574, eff. 8-21-03; 94-645, eff. 8-22-05;  
9 94-1000, eff. 7-3-06.)

10 (10 ILCS 5/24B-15.1)

11 Sec. 24B-15.1. Discovery recounts and election contests.  
12 Except as provided, discovery recounts and election contests  
13 shall be conducted as otherwise provided for in this Code. The  
14 automatic Precinct Tabulation Optical Scan Technology  
15 tabulating equipment shall be tested prior to the discovery  
16 recount or election contest as provided in Section 24B-9, and  
17 then the official ballots shall be recounted on the automatic  
18 tabulating equipment. In addition, (a) the ballots shall be  
19 checked for the presence or absence of judges' initials and  
20 other distinguishing marks, and (b) the ballots marked  
21 "Rejected", "Defective", "Objected To", "Early Ballot", and  
22 "Vote by Mail Absentee Ballot" shall be examined to determine  
23 the propriety of the labels, and (c) the "Duplicate Vote by  
24 Mail Absentee Ballots", "Duplicate Overvoted Ballots",  
25 "Duplicate Early Ballot", and "Duplicate Damaged Ballots"

1 shall be compared with their respective originals to determine  
2 the correctness of the duplicates.

3 Any person who has filed a petition for discovery recount  
4 may request that a redundant count be conducted in those  
5 precincts in which the discovery recount is being conducted.  
6 The additional costs of a redundant count shall be borne by the  
7 requesting party.

8 The log of the computer operator and all materials retained  
9 by the election authority in relation to vote tabulation and  
10 canvass shall be made available for any discovery recount or  
11 election contest.

12 (Source: P.A. 94-645, eff. 8-22-05.)

13 (10 ILCS 5/24C-1)

14 Sec. 24C-1. Purpose. The purpose of this Article is to  
15 authorize the use of Direct Recording Electronic Voting Systems  
16 approved by the State Board of Elections. In a Direct Recording  
17 Electronic Voting System, voters cast votes by means of a  
18 ballot display provided with mechanical or electro-optical  
19 devices that can be activated by the voters to mark their  
20 choices for the candidates of their preference and for or  
21 against public questions. Such voting devices shall be capable  
22 of instantaneously recording such votes, storing such votes,  
23 producing a permanent paper record and tabulating such votes at  
24 the precinct or at one or more counting stations. This Article  
25 authorizes the use of Direct Recording Electronic Voting

1 Systems for in-precinct counting applications and for early  
2 ~~in-person absentee~~ voting in the office of the election  
3 authority and in the offices of local officials authorized by  
4 the election authority to conduct such early ~~absentee~~ voting.  
5 All other early ~~absentee~~ ballots must be counted at the office  
6 of the election authority.

7 (Source: P.A. 93-574, eff. 8-21-03.)

8 (10 ILCS 5/24C-6)

9 Sec. 24C-6. Ballot Information; Arrangement; Direct  
10 Recording Electronic Voting System; Vote by Mail ~~Absentee~~  
11 Ballots; Spoiled Ballots. The ballot information, shall, as far  
12 as practicable, be in the order of arrangement provided for  
13 paper ballots, except that the information may be in vertical  
14 or horizontal rows, or on a number of separate pages or display  
15 screens.

16 Ballots for all public questions to be voted on should be  
17 provided in a similar manner and must be arranged on the ballot  
18 in the places provided for such purposes. All public questions,  
19 including but not limited to public questions calling for a  
20 constitutional convention, constitutional amendment, or  
21 judicial retention, shall be placed on the ballot separate and  
22 apart from candidates. Ballots for all public questions shall  
23 be clearly designated by borders or different color screens.  
24 More than one amendment to the constitution may be placed on  
25 the same portion of the ballot sheet. Constitutional convention

1 or constitutional amendment propositions shall be placed on a  
2 separate portion of the ballot and designated by borders or  
3 unique color screens, unless otherwise provided by  
4 administrative rule of the State Board of Elections. More than  
5 one public question may be placed on the same portion of the  
6 ballot. More than one proposition for retention of judges in  
7 office may be placed on the same portion of the ballot.

8 The party affiliation, if any, of each candidate or the  
9 word "independent", where applicable, shall appear near or  
10 under the candidate's name, and the names of candidates for the  
11 same office shall be listed vertically under the title of that  
12 office. In the case of nonpartisan elections for officers of  
13 political subdivisions, unless the statute or an ordinance  
14 adopted pursuant to Article VII of the Constitution requires  
15 otherwise, the listing of nonpartisan candidates shall not  
16 include any party or "independent" designation. If no candidate  
17 or candidates file for an office and if no person or persons  
18 file a declaration as a write-in candidate for that office,  
19 then below the title of that office the election authority  
20 shall print "No Candidate". In primary elections, a separate  
21 ballot shall be used for each political party holding a  
22 primary, with the ballot arranged to include names of the  
23 candidates of the party and public questions and other  
24 propositions to be voted upon on the day of the primary  
25 election.

26 If the ballot includes both candidates for office and

1 public questions or propositions to be voted on, the election  
2 official in charge of the election shall divide the ballot in  
3 sections for "Candidates" and "Public Questions", or separate  
4 ballots may be used.

5 Any voter who spoils his or her ballot, makes an error, or  
6 has a ballot rejected by the automatic tabulating equipment  
7 shall be provided a means of correcting the ballot or obtaining  
8 a new ballot prior to casting his or her ballot.

9 Any election authority using a Direct Recording Electronic  
10 Voting System may use voting systems approved for use under  
11 Articles 24A or 24B of this Code in conducting vote by mail or  
12 early absentee voting ~~in the office of the election authority~~  
13 ~~or voted by mail.~~

14 (Source: P.A. 95-862, eff. 8-19-08.)

15 (10 ILCS 5/24C-11)

16 Sec. 24C-11. Functional requirements. A Direct Recording  
17 Electronic Voting System shall, in addition to satisfying the  
18 other requirements of this Article, fulfill the following  
19 functional requirements:

20 (a) Provide a voter in a primary election with the means of  
21 casting a ballot containing votes for any and all candidates of  
22 the party or parties of his or her choice, and for any and all  
23 non-partisan candidates and public questions and preclude the  
24 voter from voting for any candidate of any other political  
25 party except when legally permitted. In a general election, the

1 system shall provide the voter with means of selecting the  
2 appropriate number of candidates for any office, and of voting  
3 on any public question on the ballot to which he or she is  
4 entitled to vote.

5 (b) If a voter is not entitled to vote for particular  
6 candidates or public questions appearing on the ballot, the  
7 system shall prevent the selection of the prohibited votes.

8 (c) Once the proper ballot has been selected, the system  
9 devices shall provide a means of enabling the recording of  
10 votes and the casting of said ballot.

11 (d) System voting devices shall provide voting choices that  
12 are clear to the voter and labels indicating the names of every  
13 candidate and the text of every public question on the voter's  
14 ballot. Each label shall identify the selection button or  
15 switch, or the active area of the ballot associated with it.  
16 The system shall be able to incorporate minimal, easy-to-follow  
17 on-screen instruction for the voter on how to cast a ballot.

18 (e) Voting devices shall (i) enable the voter to vote for  
19 any and all candidates and public questions appearing on the  
20 ballot for which the voter is lawfully entitled to vote, in any  
21 legal number and combination; (ii) detect and reject all votes  
22 for an office or upon a public question when the voter has cast  
23 more votes for the office or upon the public question than the  
24 voter is entitled to cast; (iii) notify the voter if the  
25 voter's choices as recorded on the ballot for an office or  
26 public question are fewer than or exceed the number that the

1 voter is entitled to vote for on that office or public question  
2 and the effect of casting more or fewer votes than legally  
3 permitted; (iv) notify the voter if the voter has failed to  
4 completely cast a vote for an office or public question  
5 appearing on the ballot; and (v) permit the voter, in a private  
6 and independent manner, to verify the votes selected by the  
7 voter, to change the ballot or to correct any error on the  
8 ballot before the ballot is completely cast and counted. A  
9 means shall be provided to indicate each selection after it has  
10 been made or canceled.

11 (f) System voting devices shall provide a means for the  
12 voter to signify that the selection of candidates and public  
13 questions has been completed. Upon activation, the system shall  
14 record an image of the completed ballot, increment the proper  
15 ballot position registers, and shall signify to the voter that  
16 the ballot has been cast. The system shall then prevent any  
17 further attempt to vote until it has been reset or re-enabled  
18 by a judge of election.

19 (g) Each system voting device shall be equipped with a  
20 public counter that can be set to zero prior to the opening of  
21 the polling place, and that records the number of ballots cast  
22 at a particular election. The counter shall be incremented only  
23 by the casting of a ballot. The counter shall be designed to  
24 prevent disabling or resetting by other than authorized persons  
25 after the polls close. The counter shall be visible to all  
26 judges of election so long as the device is installed at the

1 polling place.

2 (h) Each system voting device shall be equipped with a  
3 protective counter that records all of the testing and election  
4 ballots cast since the unit was built. This counter shall be  
5 designed so that its reading cannot be changed by any cause  
6 other than the casting of a ballot. The protective counter  
7 shall be incapable of ever being reset and it shall be visible  
8 at all times when the device is configured for testing,  
9 maintenance, or election use.

10 (i) All system devices shall provide a means of preventing  
11 further voting once the polling place has closed and after all  
12 eligible voters have voted. Such means of control shall  
13 incorporate a visible indication of system status. Each device  
14 shall prevent any unauthorized use, prevent tampering with  
15 ballot labels and preclude its re-opening once the poll closing  
16 has been completed for that election.

17 (j) The system shall produce a printed summary report of  
18 the votes cast upon each voting device. Until the proper  
19 sequence of events associated with closing the polling place  
20 has been completed, the system shall not allow the printing of  
21 a report or the extraction of data. The printed report shall  
22 also contain all system audit information to be required by the  
23 election authority. Data shall not be altered or otherwise  
24 destroyed by report generation and the system shall ensure the  
25 integrity and security of data for a period of at least 6  
26 months after the polls close.

1           (k) If more than one voting device is used in a polling  
2 place, the system shall provide a means to manually or  
3 electronically consolidate the data from all such units into a  
4 single report even if different voting systems are used to  
5 record ~~absentee~~ ballots. The system shall also be capable of  
6 merging the vote tabulation results produced by other vote  
7 tabulation systems, if necessary.

8           (l) System functions shall be implemented such that  
9 unauthorized access to them is prevented and the execution of  
10 authorized functions in an improper sequence is precluded.  
11 System functions shall be executable only in the intended  
12 manner and order, and only under the intended conditions. If  
13 the preconditions to a system function have not been met, the  
14 function shall be precluded from executing by the system's  
15 control logic.

16           (m) All system voting devices shall incorporate at least 3  
17 memories in the machine itself and in its programmable memory  
18 devices.

19           (n) The system shall include capabilities of recording and  
20 reporting the date and time of normal and abnormal events and  
21 of maintaining a permanent record of audit information that  
22 cannot be turned off. Provisions shall be made to detect and  
23 record significant events (e.g., casting a ballot, error  
24 conditions that cannot be disposed of by the system itself,  
25 time-dependent or programmed events that occur without the  
26 intervention of the voter or a judge of election).

1           (o) The system and each system voting device must be  
2 capable of creating, printing and maintaining a permanent paper  
3 record and an electronic image of each ballot that is cast such  
4 that records of individual ballots are maintained by a  
5 subsystem independent and distinct from the main vote  
6 detection, interpretation, processing and reporting path. The  
7 electronic images of each ballot must protect the integrity of  
8 the data and the anonymity of each voter, for example, by means  
9 of storage location scrambling. The ballot image records may be  
10 either machine-readable or manually transcribed, or both, at  
11 the discretion of the election authority.

12           (p) The system shall include built-in test, measurement and  
13 diagnostic software and hardware for detecting and reporting  
14 the system's status and degree of operability.

15           (q) The system shall contain provisions for maintaining the  
16 integrity of memory voting and audit data during an election  
17 and for a period of at least 6 months thereafter and shall  
18 provide the means for creating an audit trail.

19           (r) The system shall be fully accessible so as to permit  
20 blind or visually impaired voters as well as physically  
21 disabled voters to exercise their right to vote in private and  
22 without assistance.

23           (s) The system shall provide alternative language  
24 accessibility if required pursuant to Section 203 of the Voting  
25 Rights Act of 1965.

26           (t) Each voting device shall enable a voter to vote for a

1 person whose name does not appear on the ballot.

2 (u) The system shall record and count accurately each vote  
3 properly cast for or against any candidate and for or against  
4 any public question, including the names of all candidates  
5 whose names are written in by the voters.

6 (v) The system shall allow for accepting provisional  
7 ballots and for separating such provisional ballots from  
8 precinct totals until authorized by the election authority.

9 (w) The system shall provide an effective audit trail as  
10 defined in Section 24C-2 in this Code.

11 (x) The system shall be suitably designed for the purpose  
12 used, be durably constructed, and be designed for safety,  
13 accuracy and efficiency.

14 (y) The system shall comply with all provisions of federal,  
15 State and local election laws and regulations and any future  
16 modifications to those laws and regulations.

17 (Source: P.A. 95-699, eff. 11-9-07.)

18 (10 ILCS 5/24C-13)

19 Sec. 24C-13. Vote by Mail ~~Absentee~~ ballots; Early voting  
20 ballots; Proceedings at Location for Central Counting;  
21 Employees; Approval of List.

22 (a) All jurisdictions using Direct Recording Electronic  
23 Voting Systems shall use paper ballots or paper ballot sheets  
24 approved for use under Articles 16, 24A or 24B of this Code  
25 when conducting vote by mail ~~absentee~~ voting ~~except that Direct~~

1 ~~Recording Electronic Voting Systems may be used for in person~~  
2 ~~absentee voting conducted pursuant to Section 19-2.1 of this~~  
3 ~~Code.~~ All vote by mail ~~absentee~~ ballots shall be counted at the  
4 central ballot counting location of the election authority. The  
5 provisions of Section 24A-9, 24B-9 and 24C-9 of this Code shall  
6 apply to the testing and notice requirements for central count  
7 tabulation equipment, including comparing the signature on the  
8 ballot envelope with the signature of the voter on the  
9 permanent voter registration record card taken from the master  
10 file. Vote results shall be recorded by precinct and shall be  
11 added to the vote results for the precinct in which the vote by  
12 mail ~~absent~~ voter was eligible to vote prior to completion of  
13 the official canvass.

14 (b) All proceedings at the location for central counting  
15 shall be under the direction of the county clerk or board of  
16 election commissioners. Except for any specially trained  
17 technicians required for the operation of the Direct Recording  
18 Electronic Voting System, the employees at the counting station  
19 shall be equally divided between members of the 2 leading  
20 political parties and all duties performed by the employees  
21 shall be by teams consisting of an equal number of members of  
22 each political party. Thirty days before an election the county  
23 clerk or board of election commissioners shall submit to the  
24 chairman of each political party, for his or her approval or  
25 disapproval, a list of persons of his or her party proposed to  
26 be employed. If a chairman fails to notify the election

1 authority of his or her disapproval of any proposed employee  
2 within a period of 10 days thereafter the list shall be deemed  
3 approved.

4 (Source: P.A. 93-574, eff. 8-21-03; 94-645, eff. 8-22-05;  
5 94-1000, eff. 7-3-06.)

6 (10 ILCS 5/24C-15)

7 Sec. 24C-15. Official Return of Precinct; Check of Totals;  
8 Audit. The precinct return printed by the Direct Recording  
9 Electronic Voting System tabulating equipment shall include  
10 the number of ballots cast and votes cast for each candidate  
11 and public question and shall constitute the official return of  
12 each precinct. In addition to the precinct return, the election  
13 authority shall provide the number of applications for ballots  
14 in each precinct, the total number of ballots and vote by mail  
15 ~~absentee~~ ballots counted in each precinct for each political  
16 subdivision and district and the number of registered voters in  
17 each precinct. However, the election authority shall check the  
18 totals shown by the precinct return and, if there is an obvious  
19 discrepancy regarding the total number of votes cast in any  
20 precinct, shall have the ballots for that precinct audited to  
21 correct the return. The procedures for this audit shall apply  
22 prior to and after the proclamation is completed; however,  
23 after the proclamation of results, the election authority must  
24 obtain a court order to unseal voted ballots or voting devices  
25 except for election contests and discovery recounts. The

1 certificate of results, which has been prepared and signed by  
2 the judges of election after the ballots have been tabulated,  
3 shall be the document used for the canvass of votes for such  
4 precinct. Whenever a discrepancy exists during the canvass of  
5 votes between the unofficial results and the certificate of  
6 results, or whenever a discrepancy exists during the canvass of  
7 votes between the certificate of results and the set of totals  
8 reflected on the certificate of results, the ballots for that  
9 precinct shall be audited to correct the return.

10 Prior to the proclamation, the election authority shall  
11 test the voting devices and equipment in 5% of the precincts  
12 within the election jurisdiction, as well as 5% of the voting  
13 devices used in early voting. The precincts and the voting  
14 devices to be tested shall be selected after election day on a  
15 random basis by the State Board of Elections, so that every  
16 precinct and every device used in early voting in the election  
17 jurisdiction has an equal mathematical chance of being  
18 selected. The State Board of Elections shall design a standard  
19 and scientific random method of selecting the precincts and  
20 voting devices that are to be tested. The State central  
21 committee chairman of each established political party shall be  
22 given prior written notice of the time and place of the random  
23 selection procedure and may be represented at the procedure.

24 The test shall be conducted by counting the votes marked on  
25 the permanent paper record of each ballot cast in the tested  
26 precinct printed by the voting system at the time that each

1 ballot was cast and comparing the results of this count with  
2 the results shown by the certificate of results prepared by the  
3 Direct Recording Electronic Voting System in the test precinct.  
4 The election authority shall test count these votes either by  
5 hand or by using an automatic tabulating device other than a  
6 Direct Recording Electronic voting device that has been  
7 approved by the State Board of Elections for that purpose and  
8 tested before use to ensure accuracy. The election authority  
9 shall print the results of each test count. If any error is  
10 detected, the cause shall be determined and corrected, and an  
11 errorless count shall be made prior to the official canvass and  
12 proclamation of election results. If an errorless count cannot  
13 be conducted and there continues to be difference in vote  
14 results between the certificate of results produced by the  
15 Direct Recording Electronic Voting System and the count of the  
16 permanent paper records or if an error was detected and  
17 corrected, the election authority shall immediately prepare  
18 and forward to the appropriate canvassing board a written  
19 report explaining the results of the test and any errors  
20 encountered and the report shall be made available for public  
21 inspection.

22 The State Board of Elections, the State's Attorney and  
23 other appropriate law enforcement agencies, the county  
24 chairman of each established political party and qualified  
25 civic organizations shall be given prior written notice of the  
26 time and place of the test and may be represented at the test.

1           The results of this post-election test shall be treated in  
2 the same manner and have the same effect as the results of the  
3 discovery procedures set forth in Section 22-9.1 of this Code.

4           (Source: P.A. 97-81, eff. 7-5-11.)

5           (10 ILCS 5/25-7) (from Ch. 46, par. 25-7)

6           Sec. 25-7. (a) When any vacancy shall occur in the office  
7 of representative in congress from this state more than 180  
8 days before the next general election, the Governor shall issue  
9 a writ of election within 5 days after the occurrence of that  
10 vacancy to the county clerks of the several counties in the  
11 district where the vacancy exists, appointing a day within 115  
12 days of issuance of the writ to hold a special election to fill  
13 such vacancy.

14           (b) Notwithstanding subsection (a) of this Section or any  
15 other law to the contrary, a special election to fill a vacancy  
16 in the office of representative in congress occurring less than  
17 60 days following the 2012 general election shall be held as  
18 provided in this subsection (b). A special primary election  
19 shall be held on February 26, 2013, and a special election  
20 shall be held on April 9, 2013.

21           Except as provided in this subsection (b), the provisions  
22 of Article 7 of this Code are applicable to petitions for the  
23 special primary election and special election. Petitions for  
24 nomination in accordance with Article 7 shall be filed in the  
25 principal office of the State Board of Elections not more than

1 54 and not less than 50 days prior to the date of the special  
2 primary election, excluding Saturday and Sunday. Petitions for  
3 the nomination of independent candidates and candidates of new  
4 political parties shall be filed in the principal office of the  
5 State Board of Elections not more than 68 and not less than 64  
6 days prior to the date of the special election, excluding  
7 Saturday and Sunday.

8 Except as provided in this subsection, the State Board of  
9 Elections shall have authority to establish, in conjunction  
10 with the impacted election authorities, an election calendar  
11 for the special election and special primary.

12 If an election authority is unable to have a sufficient  
13 number of ballots printed so that ballots will be available for  
14 mailing at least 46 days prior to the special primary election  
15 or special election to persons who have filed an application  
16 for a ballot under the provisions of Article 20 of this Code,  
17 the election authority shall, no later than 45 days prior to  
18 each election, mail to each of those persons a Special Write-in  
19 Vote by Mail ~~Absentee~~ Voter's Blank Ballot in accordance with  
20 Section 16-5.01 of this Code. The election authority shall  
21 advise those persons that the names of candidates to be  
22 nominated or elected shall be available on the election  
23 authority's website and shall provide a phone number the person  
24 may call to request the names of the candidates for nomination  
25 or election.

26 (Source: P.A. 97-1134, eff. 12-3-12.)

1 (10 ILCS 5/28-9) (from Ch. 46, par. 28-9)

2 Sec. 28-9. Petitions for proposed amendments to Article IV  
3 of the Constitution pursuant to Section 3, Article XIV of the  
4 Constitution shall be signed by a number of electors equal in  
5 number to at least 8% of the total votes cast for candidates  
6 for Governor in the preceding gubernatorial election. Such  
7 petition shall have been signed by the petitioning electors not  
8 more than 24 months preceding the general election at which the  
9 proposed amendment is to be submitted and shall be filed with  
10 the Secretary of State at least 6 months before that general  
11 election.

12 Upon receipt of a petition for a proposed Constitutional  
13 amendment, the Secretary of State shall, as soon as is  
14 practicable, but no later than the close of the next business  
15 day, deliver such petition to the State Board of Elections.

16 Petitions for advisory questions of public policy to be  
17 submitted to the voters of the entire State shall be signed by  
18 a number of voters equal in number to 8% of the total votes  
19 cast for candidates for Governor in the preceding gubernatorial  
20 election. Such petition shall have been signed by said  
21 petitioners not more than 24 months preceding the date of the  
22 general election at which the question is to be submitted and  
23 shall be filed with the State Board of Elections at least 6  
24 months before that general election.

25 The proponents of the proposed statewide advisory public

1 question shall file the original petition in bound ~~election~~  
2 ~~jurisdiction~~ sections. Each section shall be composed of  
3 consecutively numbered petition sheets containing only the  
4 signatures of registered voters ~~of a single election~~  
5 ~~jurisdiction and, at the top of each petition sheet, the name~~  
6 ~~of the election jurisdiction shall be typed or printed in block~~  
7 ~~letters, provided that, if the name of the election~~  
8 ~~jurisdiction is not so printed, the election jurisdiction of~~  
9 ~~the circulator of that petition sheet shall be controlling with~~  
10 ~~respect to the signatures on that sheet.~~ Any petition sheets  
11 not consecutively numbered or which contain duplicate page  
12 numbers already used on other sheets, or are photocopies or  
13 duplicates of the original sheets, shall not be considered part  
14 of the petition for the purpose of the random sampling  
15 verification and shall not be counted toward the minimum number  
16 of signatures required to qualify the proposed statewide  
17 advisory public question for the ballot.

18 Within 7 business days following the last day for filing  
19 the original petition, the proponents shall also file copies of  
20 the ~~sectioned election jurisdiction~~ petition sheets with each  
21 proper election authority and obtain a receipt therefor.

22 For purposes of this Act, the following terms shall be  
23 defined and construed as follows:

- 24 1. "Board" means the State Board of Elections.
- 25 2. "Election Authority" means a county clerk or city or  
26 county board of election commissioners.

1           3. (Blank). ~~"Election Jurisdiction" means (a) an entire~~  
2 ~~county, in the case of a county in which no city board of~~  
3 ~~election commissioners is located or which is under the~~  
4 ~~jurisdiction of a county board of election commissioners; (b)~~  
5 ~~the territorial jurisdiction of a city board of election~~  
6 ~~commissioners; and (c) the territory in a county outside of the~~  
7 ~~jurisdiction of a city board of election commissioners. In each~~  
8 ~~instance election jurisdiction shall be determined according~~  
9 ~~to which election authority maintains the permanent~~  
10 ~~registration records of qualified electors.~~

11           4. "Proponents" means any person, association, committee,  
12 organization or other group, or their designated  
13 representatives, who advocate and cause the circulation and  
14 filing of petitions for a statewide advisory question of public  
15 policy or a proposed constitutional amendment for submission at  
16 a general election and who has registered with the Board as  
17 provided in this Act.

18           5. "Opponents" means any person, association, committee,  
19 organization or other group, or their designated  
20 representatives, who oppose a statewide advisory question of  
21 public policy or a proposed constitutional amendment for  
22 submission at a general election and who have registered with  
23 the Board as provided in this Act.

24 (Source: P.A. 97-81, eff. 7-5-11.)

1           Sec. 29-5. Voting more than once. Any person who, having  
2 voted once, knowingly on the same election day where the ballot  
3 or machine lists any of the same candidates and issues listed  
4 on the ballot or machine previously used for voting by that  
5 person, (a) files an application to vote in the same or another  
6 polling place, or (b) accepts a ballot or enters a voting  
7 machine (except to legally give assistance pursuant to the  
8 provisions of this Code), shall be guilty of a Class 3 felony;  
9 however, if a person has delivered a ballot or ballots to an  
10 election authority as a vote by mail ~~an absentee~~ voter and due  
11 to a change of circumstances is able to and does vote in the  
12 precinct of his residence on election day, shall not be deemed  
13 to be in violation of this Code.

14       (Source: P.A. 83-755.)

15           (10 ILCS 5/29-20) (from Ch. 46, par. 29-20)

16           Sec. 29-20. Vote by Mail ~~Absentee~~ ballots - violations. A  
17 person is guilty of a Class 3 felony who knowingly:

18           (1) Solicits another person, knowing that the person is  
19 not legally qualified to vote as a vote by mail ~~an absent~~  
20 voter, to apply for a vote by mail ~~an absentee~~ ballot;

21           (2) Solicits another person, knowing that the person is  
22 not legally qualified to vote as a vote by mail ~~an absent~~  
23 voter, to cast a ballot as a vote by mail ~~an absent~~ voter;

24           (3) Intimidates or unduly influences another person to  
25 cast a vote by mail ~~an absentee~~ ballot in a manner

1 inconsistent with the voter's intent; or

2 (4) Marks or tampers with a vote by mail ~~an absentee~~  
3 ballot of another person or takes a vote by mail ~~an~~  
4 ~~absentee~~ ballot of another person in violation of Section  
5 19-6 so that an opportunity for fraudulent marking or  
6 tampering is created.

7 (Source: P.A. 89-653, eff. 8-14-96.)

8 (10 ILCS 5/19-2.1 rep.)

9 (10 ILCS 5/19-2.2 rep.)

10 (10 ILCS 5/28-10 rep.)

11 Section 10. The Election Code is amended by repealing  
12 Sections 19-2.1, 19-2.2, and 28-10.

13 Section 15. The Illinois Identification Card Act is amended  
14 by changing Section 11 as follows:

15 (15 ILCS 335/11) (from Ch. 124, par. 31)

16 Sec. 11. The Secretary may make a search of his records and  
17 furnish information as to whether a person has a current  
18 Standard Illinois Identification Card or an Illinois Person  
19 with a Disability Identification Card then on file, upon  
20 receipt of a written application therefor accompanied with the  
21 prescribed fee. However, the Secretary may not disclose medical  
22 information concerning an individual to any person, public  
23 agency, private agency, corporation or governmental body

1 unless the individual has submitted a written request for the  
2 information or unless the individual has given prior written  
3 consent for the release of the information to a specific person  
4 or entity. This exception shall not apply to: (1) offices and  
5 employees of the Secretary who have a need to know the medical  
6 information in performance of their official duties, or (2)  
7 orders of a court of competent jurisdiction. When medical  
8 information is disclosed by the Secretary in accordance with  
9 the provisions of this Section, no liability shall rest with  
10 the Office of the Secretary of State as the information is  
11 released for informational purposes only.

12 The Secretary may release personally identifying  
13 information or highly restricted personal information only to:

14 (1) officers and employees of the Secretary who have a  
15 need to know that information;

16 (2) other governmental agencies for use in their  
17 official governmental functions;

18 (3) law enforcement agencies that need the information  
19 for a criminal or civil investigation;

20 (3-5) the State Board of Elections for the ~~sole~~ purpose  
21 of providing the signatures required by a local election  
22 authority to register a voter through an online voter  
23 registration system or as may be required by an agreement  
24 the State Board of Elections has entered into with a  
25 multi-state voter registration list maintenance system; or

26 (4) any entity that the Secretary has authorized, by

1 rule, to receive this information.

2 The Secretary may not disclose an individual's social  
3 security number or any associated information obtained from the  
4 Social Security Administration without the written request or  
5 consent of the individual except: (i) to officers and employees  
6 of the Secretary who have a need to know the social security  
7 number in the performance of their official duties; (ii) to law  
8 enforcement officials for a lawful civil or criminal law  
9 enforcement investigation if the head of the law enforcement  
10 agency has made a written request to the Secretary specifying  
11 the law enforcement investigation for which the social security  
12 number is being sought; (iii) under a lawful court order signed  
13 by a judge; or (iv) to the Illinois Department of Veterans'  
14 Affairs for the purpose of confirming veteran status.

15 (Source: P.A. 97-739, eff. 1-1-13; 97-1064, eff. 1-1-13;  
16 98-115, eff. 7-29-13; 98-463, eff. 8-16-13.)

17 Section 20. The Illinois Act on the Aging is amended by  
18 changing Section 4.02 as follows:

19 (20 ILCS 105/4.02) (from Ch. 23, par. 6104.02)

20 Sec. 4.02. Community Care Program. The Department shall  
21 establish a program of services to prevent unnecessary  
22 institutionalization of persons age 60 and older in need of  
23 long term care or who are established as persons who suffer  
24 from Alzheimer's disease or a related disorder under the

1 Alzheimer's Disease Assistance Act, thereby enabling them to  
2 remain in their own homes or in other living arrangements. Such  
3 preventive services, which may be coordinated with other  
4 programs for the aged and monitored by area agencies on aging  
5 in cooperation with the Department, may include, but are not  
6 limited to, any or all of the following:

7 (a) (blank);

8 (b) (blank);

9 (c) home care aide services;

10 (d) personal assistant services;

11 (e) adult day services;

12 (f) home-delivered meals;

13 (g) education in self-care;

14 (h) personal care services;

15 (i) adult day health services;

16 (j) habilitation services;

17 (k) respite care;

18 (k-5) community reintegration services;

19 (k-6) flexible senior services;

20 (k-7) medication management;

21 (k-8) emergency home response;

22 (l) other nonmedical social services that may enable  
23 the person to become self-supporting; or

24 (m) clearinghouse for information provided by senior  
25 citizen home owners who want to rent rooms to or share  
26 living space with other senior citizens.

1           The Department shall establish eligibility standards for  
2 such services. In determining the amount and nature of services  
3 for which a person may qualify, consideration shall not be  
4 given to the value of cash, property or other assets held in  
5 the name of the person's spouse pursuant to a written agreement  
6 dividing marital property into equal but separate shares or  
7 pursuant to a transfer of the person's interest in a home to  
8 his spouse, provided that the spouse's share of the marital  
9 property is not made available to the person seeking such  
10 services.

11           Beginning January 1, 2008, the Department shall require as  
12 a condition of eligibility that all new financially eligible  
13 applicants apply for and enroll in medical assistance under  
14 Article V of the Illinois Public Aid Code in accordance with  
15 rules promulgated by the Department.

16           The Department shall, in conjunction with the Department of  
17 Public Aid (now Department of Healthcare and Family Services),  
18 seek appropriate amendments under Sections 1915 and 1924 of the  
19 Social Security Act. The purpose of the amendments shall be to  
20 extend eligibility for home and community based services under  
21 Sections 1915 and 1924 of the Social Security Act to persons  
22 who transfer to or for the benefit of a spouse those amounts of  
23 income and resources allowed under Section 1924 of the Social  
24 Security Act. Subject to the approval of such amendments, the  
25 Department shall extend the provisions of Section 5-4 of the  
26 Illinois Public Aid Code to persons who, but for the provision

1 of home or community-based services, would require the level of  
2 care provided in an institution, as is provided for in federal  
3 law. Those persons no longer found to be eligible for receiving  
4 noninstitutional services due to changes in the eligibility  
5 criteria shall be given 45 days notice prior to actual  
6 termination. Those persons receiving notice of termination may  
7 contact the Department and request the determination be  
8 appealed at any time during the 45 day notice period. The  
9 target population identified for the purposes of this Section  
10 are persons age 60 and older with an identified service need.  
11 Priority shall be given to those who are at imminent risk of  
12 institutionalization. The services shall be provided to  
13 eligible persons age 60 and older to the extent that the cost  
14 of the services together with the other personal maintenance  
15 expenses of the persons are reasonably related to the standards  
16 established for care in a group facility appropriate to the  
17 person's condition. These non-institutional services, pilot  
18 projects or experimental facilities may be provided as part of  
19 or in addition to those authorized by federal law or those  
20 funded and administered by the Department of Human Services.  
21 The Departments of Human Services, Healthcare and Family  
22 Services, Public Health, Veterans' Affairs, and Commerce and  
23 Economic Opportunity and other appropriate agencies of State,  
24 federal and local governments shall cooperate with the  
25 Department on Aging in the establishment and development of the  
26 non-institutional services. The Department shall require an

1 annual audit from all personal assistant and home care aide  
2 vendors contracting with the Department under this Section. The  
3 annual audit shall assure that each audited vendor's procedures  
4 are in compliance with Department's financial reporting  
5 guidelines requiring an administrative and employee wage and  
6 benefits cost split as defined in administrative rules. The  
7 audit is a public record under the Freedom of Information Act.  
8 The Department shall execute, relative to the nursing home  
9 prescreening project, written inter-agency agreements with the  
10 Department of Human Services and the Department of Healthcare  
11 and Family Services, to effect the following: (1) intake  
12 procedures and common eligibility criteria for those persons  
13 who are receiving non-institutional services; and (2) the  
14 establishment and development of non-institutional services in  
15 areas of the State where they are not currently available or  
16 are undeveloped. On and after July 1, 1996, all nursing home  
17 prescreenings for individuals 60 years of age or older shall be  
18 conducted by the Department.

19 As part of the Department on Aging's routine training of  
20 case managers and case manager supervisors, the Department may  
21 include information on family futures planning for persons who  
22 are age 60 or older and who are caregivers of their adult  
23 children with developmental disabilities. The content of the  
24 training shall be at the Department's discretion.

25 The Department is authorized to establish a system of  
26 recipient copayment for services provided under this Section,

1 such copayment to be based upon the recipient's ability to pay  
2 but in no case to exceed the actual cost of the services  
3 provided. Additionally, any portion of a person's income which  
4 is equal to or less than the federal poverty standard shall not  
5 be considered by the Department in determining the copayment.  
6 The level of such copayment shall be adjusted whenever  
7 necessary to reflect any change in the officially designated  
8 federal poverty standard.

9 The Department, or the Department's authorized  
10 representative, may recover the amount of moneys expended for  
11 services provided to or in behalf of a person under this  
12 Section by a claim against the person's estate or against the  
13 estate of the person's surviving spouse, but no recovery may be  
14 had until after the death of the surviving spouse, if any, and  
15 then only at such time when there is no surviving child who is  
16 under age 21, blind, or permanently and totally disabled. This  
17 paragraph, however, shall not bar recovery, at the death of the  
18 person, of moneys for services provided to the person or in  
19 behalf of the person under this Section to which the person was  
20 not entitled; provided that such recovery shall not be enforced  
21 against any real estate while it is occupied as a homestead by  
22 the surviving spouse or other dependent, if no claims by other  
23 creditors have been filed against the estate, or, if such  
24 claims have been filed, they remain dormant for failure of  
25 prosecution or failure of the claimant to compel administration  
26 of the estate for the purpose of payment. This paragraph shall

1 not bar recovery from the estate of a spouse, under Sections  
2 1915 and 1924 of the Social Security Act and Section 5-4 of the  
3 Illinois Public Aid Code, who precedes a person receiving  
4 services under this Section in death. All moneys for services  
5 paid to or in behalf of the person under this Section shall be  
6 claimed for recovery from the deceased spouse's estate.  
7 "Homestead", as used in this paragraph, means the dwelling  
8 house and contiguous real estate occupied by a surviving spouse  
9 or relative, as defined by the rules and regulations of the  
10 Department of Healthcare and Family Services, regardless of the  
11 value of the property.

12 The Department shall increase the effectiveness of the  
13 existing Community Care Program by:

14 (1) ensuring that in-home services included in the care  
15 plan are available on evenings and weekends;

16 (2) ensuring that care plans contain the services that  
17 eligible participants need based on the number of days in a  
18 month, not limited to specific blocks of time, as  
19 identified by the comprehensive assessment tool selected  
20 by the Department for use statewide, not to exceed the  
21 total monthly service cost maximum allowed for each  
22 service; the Department shall develop administrative rules  
23 to implement this item (2);

24 (3) ensuring that the participants have the right to  
25 choose the services contained in their care plan and to  
26 direct how those services are provided, based on

1 administrative rules established by the Department;

2 (4) ensuring that the determination of need tool is  
3 accurate in determining the participants' level of need; to  
4 achieve this, the Department, in conjunction with the Older  
5 Adult Services Advisory Committee, shall institute a study  
6 of the relationship between the Determination of Need  
7 scores, level of need, service cost maximums, and the  
8 development and utilization of service plans no later than  
9 May 1, 2008; findings and recommendations shall be  
10 presented to the Governor and the General Assembly no later  
11 than January 1, 2009; recommendations shall include all  
12 needed changes to the service cost maximums schedule and  
13 additional covered services;

14 (5) ensuring that homemakers can provide personal care  
15 services that may or may not involve contact with clients,  
16 including but not limited to:

17 (A) bathing;

18 (B) grooming;

19 (C) toileting;

20 (D) nail care;

21 (E) transferring;

22 (F) respiratory services;

23 (G) exercise; or

24 (H) positioning;

25 (6) ensuring that homemaker program vendors are not  
26 restricted from hiring homemakers who are family members of

1 clients or recommended by clients; the Department may not,  
2 by rule or policy, require homemakers who are family  
3 members of clients or recommended by clients to accept  
4 assignments in homes other than the client;

5 (7) ensuring that the State may access maximum federal  
6 matching funds by seeking approval for the Centers for  
7 Medicare and Medicaid Services for modifications to the  
8 State's home and community based services waiver and  
9 additional waiver opportunities, including applying for  
10 enrollment in the Balance Incentive Payment Program by May  
11 1, 2013, in order to maximize federal matching funds; this  
12 shall include, but not be limited to, modification that  
13 reflects all changes in the Community Care Program services  
14 and all increases in the services cost maximum;

15 (8) ensuring that the determination of need tool  
16 accurately reflects the service needs of individuals with  
17 Alzheimer's disease and related dementia disorders;

18 (9) ensuring that services are authorized accurately  
19 and consistently for the Community Care Program (CCP); the  
20 Department shall implement a Service Authorization policy  
21 directive; the purpose shall be to ensure that eligibility  
22 and services are authorized accurately and consistently in  
23 the CCP program; the policy directive shall clarify service  
24 authorization guidelines to Care Coordination Units and  
25 Community Care Program providers no later than May 1, 2013;

26 (10) working in conjunction with Care Coordination

1 Units, the Department of Healthcare and Family Services,  
2 the Department of Human Services, Community Care Program  
3 providers, and other stakeholders to make improvements to  
4 the Medicaid claiming processes and the Medicaid  
5 enrollment procedures or requirements as needed,  
6 including, but not limited to, specific policy changes or  
7 rules to improve the up-front enrollment of participants in  
8 the Medicaid program and specific policy changes or rules  
9 to insure more prompt submission of bills to the federal  
10 government to secure maximum federal matching dollars as  
11 promptly as possible; the Department on Aging shall have at  
12 least 3 meetings with stakeholders by January 1, 2014 in  
13 order to address these improvements;

14 (11) requiring home care service providers to comply  
15 with the rounding of hours worked provisions under the  
16 federal Fair Labor Standards Act (FLSA) and as set forth in  
17 29 CFR 785.48(b) by May 1, 2013;

18 (12) implementing any necessary policy changes or  
19 promulgating any rules, no later than January 1, 2014, to  
20 assist the Department of Healthcare and Family Services in  
21 moving as many participants as possible, consistent with  
22 federal regulations, into coordinated care plans if a care  
23 coordination plan that covers long term care is available  
24 in the recipient's area; and

25 (13) maintaining fiscal year 2014 rates at the same  
26 level established on January 1, 2013.

1           By January 1, 2009 or as soon after the end of the Cash and  
2     Counseling Demonstration Project as is practicable, the  
3     Department may, based on its evaluation of the demonstration  
4     project, promulgate rules concerning personal assistant  
5     services, to include, but need not be limited to,  
6     qualifications, employment screening, rights under fair labor  
7     standards, training, fiduciary agent, and supervision  
8     requirements. All applicants shall be subject to the provisions  
9     of the Health Care Worker Background Check Act.

10          The Department shall develop procedures to enhance  
11     availability of services on evenings, weekends, and on an  
12     emergency basis to meet the respite needs of caregivers.  
13     Procedures shall be developed to permit the utilization of  
14     services in successive blocks of 24 hours up to the monthly  
15     maximum established by the Department. Workers providing these  
16     services shall be appropriately trained.

17          Beginning on the effective date of this Amendatory Act of  
18     1991, no person may perform chore/housekeeping and home care  
19     aide services under a program authorized by this Section unless  
20     that person has been issued a certificate of pre-service to do  
21     so by his or her employing agency. Information gathered to  
22     effect such certification shall include (i) the person's name,  
23     (ii) the date the person was hired by his or her current  
24     employer, and (iii) the training, including dates and levels.  
25     Persons engaged in the program authorized by this Section  
26     before the effective date of this amendatory Act of 1991 shall

1 be issued a certificate of all pre- and in-service training  
2 from his or her employer upon submitting the necessary  
3 information. The employing agency shall be required to retain  
4 records of all staff pre- and in-service training, and shall  
5 provide such records to the Department upon request and upon  
6 termination of the employer's contract with the Department. In  
7 addition, the employing agency is responsible for the issuance  
8 of certifications of in-service training completed to their  
9 employees.

10 The Department is required to develop a system to ensure  
11 that persons working as home care aides and personal assistants  
12 receive increases in their wages when the federal minimum wage  
13 is increased by requiring vendors to certify that they are  
14 meeting the federal minimum wage statute for home care aides  
15 and personal assistants. An employer that cannot ensure that  
16 the minimum wage increase is being given to home care aides and  
17 personal assistants shall be denied any increase in  
18 reimbursement costs.

19 The Community Care Program Advisory Committee is created in  
20 the Department on Aging. The Director shall appoint individuals  
21 to serve in the Committee, who shall serve at their own  
22 expense. Members of the Committee must abide by all applicable  
23 ethics laws. The Committee shall advise the Department on  
24 issues related to the Department's program of services to  
25 prevent unnecessary institutionalization. The Committee shall  
26 meet on a bi-monthly basis and shall serve to identify and

1 advise the Department on present and potential issues affecting  
2 the service delivery network, the program's clients, and the  
3 Department and to recommend solution strategies. Persons  
4 appointed to the Committee shall be appointed on, but not  
5 limited to, their own and their agency's experience with the  
6 program, geographic representation, and willingness to serve.  
7 The Director shall appoint members to the Committee to  
8 represent provider, advocacy, policy research, and other  
9 constituencies committed to the delivery of high quality home  
10 and community-based services to older adults. Representatives  
11 shall be appointed to ensure representation from community care  
12 providers including, but not limited to, adult day service  
13 providers, homemaker providers, case coordination and case  
14 management units, emergency home response providers, statewide  
15 trade or labor unions that represent home care aides and direct  
16 care staff, area agencies on aging, adults over age 60,  
17 membership organizations representing older adults, and other  
18 organizational entities, providers of care, or individuals  
19 with demonstrated interest and expertise in the field of home  
20 and community care as determined by the Director.

21 Nominations may be presented from any agency or State  
22 association with interest in the program. The Director, or his  
23 or her designee, shall serve as the permanent co-chair of the  
24 advisory committee. One other co-chair shall be nominated and  
25 approved by the members of the committee on an annual basis.  
26 Committee members' terms of appointment shall be for 4 years

1 with one-quarter of the appointees' terms expiring each year. A  
2 member shall continue to serve until his or her replacement is  
3 named. The Department shall fill vacancies that have a  
4 remaining term of over one year, and this replacement shall  
5 occur through the annual replacement of expiring terms. The  
6 Director shall designate Department staff to provide technical  
7 assistance and staff support to the committee. Department  
8 representation shall not constitute membership of the  
9 committee. All Committee papers, issues, recommendations,  
10 reports, and meeting memoranda are advisory only. The Director,  
11 or his or her designee, shall make a written report, as  
12 requested by the Committee, regarding issues before the  
13 Committee.

14 The Department on Aging and the Department of Human  
15 Services shall cooperate in the development and submission of  
16 an annual report on programs and services provided under this  
17 Section. Such joint report shall be filed with the Governor and  
18 the General Assembly on or before September 30 each year.

19 The requirement for reporting to the General Assembly shall  
20 be satisfied by filing copies of the report with the Speaker,  
21 the Minority Leader and the Clerk of the House of  
22 Representatives and the President, the Minority Leader and the  
23 Secretary of the Senate and the Legislative Research Unit, as  
24 required by Section 3.1 of the General Assembly Organization  
25 Act and filing such additional copies with the State Government  
26 Report Distribution Center for the General Assembly as is

1 required under paragraph (t) of Section 7 of the State Library  
2 Act.

3 Those persons previously found eligible for receiving  
4 non-institutional services whose services were discontinued  
5 under the Emergency Budget Act of Fiscal Year 1992, and who do  
6 not meet the eligibility standards in effect on or after July  
7 1, 1992, shall remain ineligible on and after July 1, 1992.  
8 Those persons previously not required to cost-share and who  
9 were required to cost-share effective March 1, 1992, shall  
10 continue to meet cost-share requirements on and after July 1,  
11 1992. Beginning July 1, 1992, all clients will be required to  
12 meet eligibility, cost-share, and other requirements and will  
13 have services discontinued or altered when they fail to meet  
14 these requirements.

15 For the purposes of this Section, "flexible senior  
16 services" refers to services that require one-time or periodic  
17 expenditures including, but not limited to, respite care, home  
18 modification, assistive technology, housing assistance, and  
19 transportation.

20 The Department shall implement an electronic service  
21 verification based on global positioning systems or other  
22 cost-effective technology for the Community Care Program no  
23 later than January 1, 2014.

24 The Department shall require, as a condition of  
25 eligibility, enrollment in the medical assistance program  
26 under Article V of the Illinois Public Aid Code (i) beginning

1 August 1, 2013, if the Auditor General has reported that the  
2 Department has failed to comply with the reporting requirements  
3 of Section 2-27 of the Illinois State Auditing Act; or (ii)  
4 beginning June 1, 2014, if the Auditor General has reported  
5 that the Department has not undertaken the required actions  
6 listed in the report required by subsection (a) of Section 2-27  
7 of the Illinois State Auditing Act.

8 The Department shall delay Community Care Program services  
9 until an applicant is determined eligible for medical  
10 assistance under Article V of the Illinois Public Aid Code (i)  
11 beginning August 1, 2013, if the Auditor General has reported  
12 that the Department has failed to comply with the reporting  
13 requirements of Section 2-27 of the Illinois State Auditing  
14 Act; or (ii) beginning June 1, 2014, if the Auditor General has  
15 reported that the Department has not undertaken the required  
16 actions listed in the report required by subsection (a) of  
17 Section 2-27 of the Illinois State Auditing Act.

18 The Department shall implement co-payments for the  
19 Community Care Program at the federally allowable maximum level  
20 (i) beginning August 1, 2013, if the Auditor General has  
21 reported that the Department has failed to comply with the  
22 reporting requirements of Section 2-27 of the Illinois State  
23 Auditing Act; or (ii) beginning June 1, 2014, if the Auditor  
24 General has reported that the Department has not undertaken the  
25 required actions listed in the report required by subsection  
26 (a) of Section 2-27 of the Illinois State Auditing Act.

1           The Department shall provide a bi-monthly report on the  
2 progress of the Community Care Program reforms set forth in  
3 this amendatory Act of the 98th General Assembly to the  
4 Governor, the Speaker of the House of Representatives, the  
5 Minority Leader of the House of Representatives, the President  
6 of the Senate, and the Minority Leader of the Senate.

7           The Department shall conduct a quarterly review of Care  
8 Coordination Unit performance and adherence to service  
9 guidelines. The quarterly review shall be reported to the  
10 Speaker of the House of Representatives, the Minority Leader of  
11 the House of Representatives, the President of the Senate, and  
12 the Minority Leader of the Senate. The Department shall collect  
13 and report longitudinal data on the performance of each care  
14 coordination unit. Nothing in this paragraph shall be construed  
15 to require the Department to identify specific care  
16 coordination units.

17           In regard to community care providers, failure to comply  
18 with Department on Aging policies shall be cause for  
19 disciplinary action, including, but not limited to,  
20 disqualification from serving Community Care Program clients.  
21 Each provider, upon submission of any bill or invoice to the  
22 Department for payment for services rendered, shall include a  
23 notarized statement, under penalty of perjury pursuant to  
24 Section 1-109 of the Code of Civil Procedure, that the provider  
25 has complied with all Department policies.

26           The Director of the Department on Aging shall make

1 information available to the State Board of Elections as may be  
2 required by an agreement the State Board of Elections has  
3 entered into with a multi-state voter registration list  
4 maintenance system.

5 (Source: P.A. 97-333, eff. 8-12-11; 98-8, eff. 5-3-13.)

6 Section 25. The Revised Cities and Villages Act of 1941 is  
7 amended by changing Section 21-28 as follows:

8 (65 ILCS 20/21-28) (from Ch. 24, par. 21-28)

9 Sec. 21-28. Nomination by petition.

10 (a) All nominations for alderman of any ward in the city  
11 shall be by petition. Each petition for nomination of a  
12 candidate shall be signed by at least 473 legal voters of the  
13 ward. ~~All petitions for nominations of candidates shall be~~  
14 ~~signed by such a number of legal voters of the ward as will~~  
15 ~~aggregate not less than 4% of all the votes cast for alderman~~  
16 ~~in such ward at the last preceding general election. For the~~  
17 ~~election following the redistricting of wards petitions for~~  
18 ~~nominations of candidates shall be signed by the number of~~  
19 ~~legal voters of the ward as will aggregate not less than 4% of~~  
20 ~~the total number of votes cast for mayor at the last preceding~~  
21 ~~municipal election divided by the number of wards.~~

22 (b) All nominations for mayor, city clerk, and city  
23 treasurer in the city shall be by petition. Each petition for  
24 nomination of a candidate must be signed by at least 12,500

1 legal voters of the city.

2 (c) All such petitions, and procedure with respect thereto,  
3 shall conform in other respects to the provisions of the  
4 election and ballot laws then in force in the city of Chicago  
5 concerning the nomination of independent candidates for public  
6 office by petition. The method of nomination herein provided is  
7 exclusive of and replaces all other methods heretofore provided  
8 by law.

9 (Source: P.A. 98-115, eff. 7-29-13.)

10 Section 30. The Illinois Public Aid Code is amended by  
11 adding Section 1-12 as follows:

12 (305 ILCS 5/1-12 new)

13 Sec. 1-12. Providing information to the State Board of  
14 Elections. The Secretary of the Department of Human Service and  
15 the Director of the Department of Healthcare and Family  
16 Services shall make information available, except where  
17 prohibited by federal law or regulation, to the State Board of  
18 Elections as may be required by an agreement the State Board of  
19 Elections has entered into with a multi-state voter  
20 registration list maintenance system.

21 Section 35. The Senior Citizens and Disabled Persons  
22 Property Tax Relief Act is amended by changing Section 8a as  
23 follows:

1 (320 ILCS 25/8a) (from Ch. 67 1/2, par. 408.1)

2 Sec. 8a. Confidentiality.

3 (a) Except as otherwise provided in this Act, all  
4 information received by the Department of Revenue or its  
5 successors, the Department on Aging and the Department of  
6 Healthcare and Family Services, from claims filed under this  
7 Act, or from any investigation conducted under the provisions  
8 of this Act, shall be confidential, except for official  
9 purposes within those Departments or pursuant to official  
10 procedures for collection of any State tax or enforcement of  
11 any civil or criminal penalty or sanction imposed by this Act  
12 or by any statute imposing a State tax, and any person who  
13 divulges any such information in any manner, except for such  
14 purposes and pursuant to order of the Director of one of those  
15 Departments or in accordance with a proper judicial order,  
16 shall be guilty of a Class A misdemeanor.

17 (b) Nothing contained in this Act shall prevent the  
18 Director of Aging from publishing or making available  
19 reasonable statistics concerning the operation of the grant  
20 programs contained in this Act wherein the contents of claims  
21 are grouped into aggregates in such a way that information  
22 contained in any individual claim shall not be disclosed.

23 (c) The Department on Aging shall furnish to the Secretary  
24 of State such information as is reasonably necessary for the  
25 administration of reduced vehicle registration fees pursuant

1 to Section 3-806.3 of "The Illinois Vehicle Code".

2 (d) The Director of the Department on Aging shall make  
3 information available to the State Board of Elections as may be  
4 required by an agreement the State Board of Elections has  
5 entered into with a multi-state voter registration list  
6 maintenance system.

7 (Source: P.A. 96-804, eff. 1-1-10.)

8 Section 40. The Unemployment Insurance Act is amended by  
9 changing Section 1900 as follows:

10 (820 ILCS 405/1900) (from Ch. 48, par. 640)

11 Sec. 1900. Disclosure of information.

12 A. Except as provided in this Section, information obtained  
13 from any individual or employing unit during the administration  
14 of this Act shall:

15 1. be confidential,

16 2. not be published or open to public inspection,

17 3. not be used in any court in any pending action or  
18 proceeding,

19 4. not be admissible in evidence in any action or  
20 proceeding other than one arising out of this Act.

21 B. No finding, determination, decision, ruling or order  
22 (including any finding of fact, statement or conclusion made  
23 therein) issued pursuant to this Act shall be admissible or  
24 used in evidence in any action other than one arising out of

1 this Act, nor shall it be binding or conclusive except as  
2 provided in this Act, nor shall it constitute res judicata,  
3 regardless of whether the actions were between the same or  
4 related parties or involved the same facts.

5 C. Any officer or employee of this State, any officer or  
6 employee of any entity authorized to obtain information  
7 pursuant to this Section, and any agent of this State or of  
8 such entity who, except with authority of the Director under  
9 this Section, shall disclose information shall be guilty of a  
10 Class B misdemeanor and shall be disqualified from holding any  
11 appointment or employment by the State.

12 D. An individual or his duly authorized agent may be  
13 supplied with information from records only to the extent  
14 necessary for the proper presentation of his claim for benefits  
15 or with his existing or prospective rights to benefits.  
16 Discretion to disclose this information belongs solely to the  
17 Director and is not subject to a release or waiver by the  
18 individual. Notwithstanding any other provision to the  
19 contrary, an individual or his or her duly authorized agent may  
20 be supplied with a statement of the amount of benefits paid to  
21 the individual during the 18 months preceding the date of his  
22 or her request.

23 E. An employing unit may be furnished with information,  
24 only if deemed by the Director as necessary to enable it to  
25 fully discharge its obligations or safeguard its rights under  
26 the Act. Discretion to disclose this information belongs solely

1 to the Director and is not subject to a release or waiver by  
2 the employing unit.

3 F. The Director may furnish any information that he may  
4 deem proper to any public officer or public agency of this or  
5 any other State or of the federal government dealing with:

- 6 1. the administration of relief,
- 7 2. public assistance,
- 8 3. unemployment compensation,
- 9 4. a system of public employment offices,
- 10 5. wages and hours of employment, or
- 11 6. a public works program.

12 The Director may make available to the Illinois Workers'  
13 Compensation Commission information regarding employers for  
14 the purpose of verifying the insurance coverage required under  
15 the Workers' Compensation Act and Workers' Occupational  
16 Diseases Act.

17 G. The Director may disclose information submitted by the  
18 State or any of its political subdivisions, municipal  
19 corporations, instrumentalities, or school or community  
20 college districts, except for information which specifically  
21 identifies an individual claimant.

22 H. The Director shall disclose only that information  
23 required to be disclosed under Section 303 of the Social  
24 Security Act, as amended, including:

- 25 1. any information required to be given the United  
26 States Department of Labor under Section 303(a)(6); and

1           2. the making available upon request to any agency of  
2 the United States charged with the administration of public  
3 works or assistance through public employment, the name,  
4 address, ordinary occupation and employment status of each  
5 recipient of unemployment compensation, and a statement of  
6 such recipient's right to further compensation under such  
7 law as required by Section 303(a) (7); and

8           3. records to make available to the Railroad Retirement  
9 Board as required by Section 303(c) (1); and

10          4. information that will assure reasonable cooperation  
11 with every agency of the United States charged with the  
12 administration of any unemployment compensation law as  
13 required by Section 303(c) (2); and

14          5. information upon request and on a reimbursable basis  
15 to the United States Department of Agriculture and to any  
16 State food stamp agency concerning any information  
17 required to be furnished by Section 303(d); and

18          6. any wage information upon request and on a  
19 reimbursable basis to any State or local child support  
20 enforcement agency required by Section 303(e); and

21          7. any information required under the income  
22 eligibility and verification system as required by Section  
23 303(f); and

24          8. information that might be useful in locating an  
25 absent parent or that parent's employer, establishing  
26 paternity or establishing, modifying, or enforcing child

1 support orders for the purpose of a child support  
2 enforcement program under Title IV of the Social Security  
3 Act upon the request of and on a reimbursable basis to the  
4 public agency administering the Federal Parent Locator  
5 Service as required by Section 303(h); and

6 9. information, upon request, to representatives of  
7 any federal, State or local governmental public housing  
8 agency with respect to individuals who have signed the  
9 appropriate consent form approved by the Secretary of  
10 Housing and Urban Development and who are applying for or  
11 participating in any housing assistance program  
12 administered by the United States Department of Housing and  
13 Urban Development as required by Section 303(i).

14 I. The Director, upon the request of a public agency of  
15 Illinois, of the federal government or of any other state  
16 charged with the investigation or enforcement of Section 10-5  
17 of the Criminal Code of 2012 (or a similar federal law or  
18 similar law of another State), may furnish the public agency  
19 information regarding the individual specified in the request  
20 as to:

21 1. the current or most recent home address of the  
22 individual, and

23 2. the names and addresses of the individual's  
24 employers.

25 J. Nothing in this Section shall be deemed to interfere  
26 with the disclosure of certain records as provided for in

1 Section 1706 or with the right to make available to the  
2 Internal Revenue Service of the United States Department of the  
3 Treasury, or the Department of Revenue of the State of  
4 Illinois, information obtained under this Act.

5 K. The Department shall make available to the Illinois  
6 Student Assistance Commission, upon request, information in  
7 the possession of the Department that may be necessary or  
8 useful to the Commission in the collection of defaulted or  
9 delinquent student loans which the Commission administers.

10 L. The Department shall make available to the State  
11 Employees' Retirement System, the State Universities  
12 Retirement System, the Teachers' Retirement System of the State  
13 of Illinois, and the Department of Central Management Services,  
14 Risk Management Division, upon request, information in the  
15 possession of the Department that may be necessary or useful to  
16 the System or the Risk Management Division for the purpose of  
17 determining whether any recipient of a disability benefit from  
18 the System or a workers' compensation benefit from the Risk  
19 Management Division is gainfully employed.

20 M. This Section shall be applicable to the information  
21 obtained in the administration of the State employment service,  
22 except that the Director may publish or release general labor  
23 market information and may furnish information that he may deem  
24 proper to an individual, public officer or public agency of  
25 this or any other State or the federal government (in addition  
26 to those public officers or public agencies specified in this

1 Section) as he prescribes by Rule.

2 N. The Director may require such safeguards as he deems  
3 proper to insure that information disclosed pursuant to this  
4 Section is used only for the purposes set forth in this  
5 Section.

6 O. Nothing in this Section prohibits communication with an  
7 individual or entity through unencrypted e-mail or other  
8 unencrypted electronic means as long as the communication does  
9 not contain the individual's or entity's name in combination  
10 with any one or more of the individual's or entity's social  
11 security number; driver's license or State identification  
12 number; account number or credit or debit card number; or any  
13 required security code, access code, or password that would  
14 permit access to further information pertaining to the  
15 individual or entity.

16 P. Within 30 days after the effective date of this  
17 amendatory Act of 1993 and annually thereafter, the Department  
18 shall provide to the Department of Financial Institutions a  
19 list of individuals or entities that, for the most recently  
20 completed calendar year, report to the Department as paying  
21 wages to workers. The lists shall be deemed confidential and  
22 may not be disclosed to any other person.

23 Q. The Director shall make available to an elected federal  
24 official the name and address of an individual or entity that  
25 is located within the jurisdiction from which the official was  
26 elected and that, for the most recently completed calendar

1 year, has reported to the Department as paying wages to  
2 workers, where the information will be used in connection with  
3 the official duties of the official and the official requests  
4 the information in writing, specifying the purposes for which  
5 it will be used. For purposes of this subsection, the use of  
6 information in connection with the official duties of an  
7 official does not include use of the information in connection  
8 with the solicitation of contributions or expenditures, in  
9 money or in kind, to or on behalf of a candidate for public or  
10 political office or a political party or with respect to a  
11 public question, as defined in Section 1-3 of the Election  
12 Code, or in connection with any commercial solicitation. Any  
13 elected federal official who, in submitting a request for  
14 information covered by this subsection, knowingly makes a false  
15 statement or fails to disclose a material fact, with the intent  
16 to obtain the information for a purpose not authorized by this  
17 subsection, shall be guilty of a Class B misdemeanor.

18 R. The Director may provide to any State or local child  
19 support agency, upon request and on a reimbursable basis,  
20 information that might be useful in locating an absent parent  
21 or that parent's employer, establishing paternity, or  
22 establishing, modifying, or enforcing child support orders.

23 S. The Department shall make available to a State's  
24 Attorney of this State or a State's Attorney's investigator,  
25 upon request, the current address or, if the current address is  
26 unavailable, current employer information, if available, of a

1 victim of a felony or a witness to a felony or a person against  
2 whom an arrest warrant is outstanding.

3 T. The Director shall make available to the Department of  
4 State Police, a county sheriff's office, or a municipal police  
5 department, upon request, any information concerning the  
6 current address and place of employment or former places of  
7 employment of a person who is required to register as a sex  
8 offender under the Sex Offender Registration Act that may be  
9 useful in enforcing the registration provisions of that Act.

10 U. The Director shall make information available to the  
11 Department of Healthcare and Family Services and the Department  
12 of Human Services for the purpose of determining eligibility  
13 for public benefit programs authorized under the Illinois  
14 Public Aid Code and related statutes administered by those  
15 departments, for verifying sources and amounts of income, and  
16 for other purposes directly connected with the administration  
17 of those programs.

18 V. The Director shall make information available to the  
19 State Board of Elections as may be required by an agreement the  
20 State Board of Elections has entered into with a multi-state  
21 voter registration list maintenance system.

22 (Source: P.A. 96-420, eff. 8-13-09; 97-621, eff. 11-18-11;  
23 97-689, eff. 6-14-12; 97-1150, eff. 1-25-13.)

24 Section 97. Severability. The provisions of this Act are  
25 severable under Section 1.31 of the Statute on Statutes."